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TITLE 6—AGRICULTURAL CREDIT

Chapter III—Farmers Home Administration, Department of Agriculture

Subchapter B—Farm Ownership Loans

PART 311—BASIC REGULATIONS

SUBPART B—LOAN LIMITATIONS

AVERAGE VALUE OF FARMS AND INVESTMENT LIMITS; CERTAIN STATES

For the purposes of title I of the Bankhead-Jones Farm Tenant Act, as amended, average values of efficient family-type farm-management units and investment limits for the counties identified below are determined to be as herein set forth. The average values and investment limits heretofore established for said counties, which appear in the tabulations of average values and investment limits under § 311.30, Chapter III, Title 6 of the Code of Federal Regulations, are hereby superseded by the average values and investment limits set forth below for said counties.

ARIZONA

County	Average value	Investment limit
Cochise.....	\$25,000	\$12,000
Yuma.....	35,000	12,000

FLORIDA

Alachua.....	\$15,000	\$12,000
Citrus.....	12,000	12,000
Bernando.....	12,000	12,000
Passo.....	12,000	12,000

MAINE

Androscoggin.....	\$12,000	\$12,000
Oxford.....	15,000	12,000
Piscataquis.....	12,000	12,000
Somerset.....	12,000	12,000

MINNESOTA

Meeker.....	\$24,000	\$12,000
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NEW HAMPSHIRE

Carroll.....	\$12,000	\$12,000
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NEW MEXICO

County	Average value	Investment limit
Chaves.....	\$30,000	\$12,000
Colfax.....	25,000	12,000
De Baca.....	25,000	12,000
Eddy.....	30,000	12,000
Guadalupe.....	25,000	12,000
Lea.....	25,000	12,000
Lincoln.....	25,000	12,000
Mora.....	25,000	12,000
San Miguel.....	25,000	12,000
Valencia.....	25,000	12,000

WYOMING

Campbell.....	\$25,000	\$12,000
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(Sec. 41 (1), 60 Stat. 1066; 7 U. S. C. 1015 (1). Interprets or applies secs. 3 (a), 44 (b), 60 Stat. 1074, 1069; 7 U. S. C. 1003 (a), 1018 (b))

Issued this 4th day of September 1952.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 52-9812; Filed, Sept. 8, 1952; 8:48 a. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

PART 940—PEACHES GROWN IN THE COUNTY OF MESA IN COLORADO

DETERMINATION RELATIVE TO EXPENSES AND FIXING OF RATE OF ASSESSMENT FOR 1952-53 FISCAL YEAR

Notice was published in the August 14, 1952, daily issue of FEDERAL REGISTER (17 F. R. 7398) that consideration was being given to proposals regarding the expenses and the fixing of the rate of assessment for the 1952-53 fiscal year under the marketing agreement, as amended, and Order No. 40, as amended (7 CFR Part 940) regulating the handling of peaches grown in the County of Mesa in Colorado, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended.

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Code of Federal Regulations

REVISED BOOKS

Title 32, containing the regulations of the Department of Defense and other related agencies has been completely revised and reissued as two books as follows:

Parts 1-699 (\$5.00)

Part 700 to end (\$5.25)

Title 32A, containing NPA, OPS, and other regulations under the Defense Production Act together with the amended text of the act and related Executive orders:

Chapter I to end (\$6.50)

These books contain the full text of regulations in effect on December 31, 1951

Order from
Superintendent of Documents, Government
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After consideration of all relevant matters presented, including the proposals set forth in the aforesaid notice which were submitted by the Administrative Committee (established pursuant to said amended marketing agreement and order, it is hereby found and determined that:

§ 940.204 *Expenses and rate of assessment for the 1952-53 fiscal year—(a) Expenses.* Expenses that are reasonable and likely to be incurred by the Administrative Committee, established pursuant to the provisions of the aforesaid amended marketing agreement and order, for the maintenance and functioning of such committee, in accordance with the provisions thereof, during the fiscal year beginning March 1, 1952, will amount to \$5,600.00.

(b) *Rate of assessment.* The rate of assessment, which each handler who first handles peaches shall pay as his pro rata share of the aforesaid expenses in accordance with the applicable provisions of said amended marketing agreement and order is hereby fixed at seven-tenths of one cent (0.007) per bushel basket of peaches, or its equivalent of peaches in other containers or in bulk, shipped by such handler during said fiscal year.

It is hereby further found that it is impracticable and contrary to the public interest to postpone the effective time hereof until 30 days after publication in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) in that (1) the rate of assessment in accordance with the provisions of the amended marketing agreement and order, is applicable to all peaches shipped during the aforesaid fiscal year; (2) such shipments are now in progress and are subject to the regulatory provisions of Peach Order 1 (7 CFR 940.304; 17 F. R. 7383; 7808); (3) the provisions hereof do not impose any obligation on a handler until such handler ships peaches; and (4) it is essential that the specification of the assessment rate be issued immediately so that the aforesaid assessments may be collected and thereby enable said Administrative Committee to perform its duties and functions in accordance with said amended marketing agreement and order.

Notwithstanding the approval of the aforesaid expenses, none of such funds may be used to pay any wage or salary that is inconsistent with the Defense Production Act of 1950, as amended, Executive Order No. 10161, or any supplementary order, directive, or regulation pursuant thereto.

As used in this section, the terms "handler," "shipped," "shipments," "peaches," and "fiscal year" shall have the same meaning as when used in said amended marketing agreement and order.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup. 608c)

Done at Washington, D. C., this 4th day of September 1952.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 52-9844; Filed, Sept. 8, 1952; 8:54 a. m.]

PART 951—TOKAY GRAPES GROWN IN SAN JOAQUIN AND SACRAMENTO COUNTIES IN CALIFORNIA

DETERMINATION RELATIVE TO EXPENSES AND FIXING OF RATE OF ASSESSMENT FOR 1952-53 SEASON

Notice was published in the August 14, 1952, daily issue of the FEDERAL REGISTER (17 F. R. 7398) that consideration was being given to proposals regarding the expenses and the fixing of the rate of assessment for the 1952-53 season under the marketing agreement, as amended, and Order No. 51, as amended (7 CFR Part 951; 17 F. R. 7417), regulating the handling of Tokay grapes grown in San Joaquin and Sacramento counties in California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended.

After consideration of all relevant matters presented, including the proposals set forth in the aforesaid notice which were submitted by the Industry Committee (established pursuant to said amended marketing agreement and order), it is hereby found and determined that:

§ 951.207 *Expenses and rate of assessment for the 1952-53 season—(a) Expenses.* Expenses that are reasonable and likely to be incurred by the Industry Committee, established pursuant to the provisions of the aforesaid amended marketing agreement and order, to enable such committee to perform its functions, in accordance with the provisions thereof, during the season beginning April 1, 1952, will amount to \$39,520.00.

(b) *Rate of assessment.* The rate of assessment, which each handler who first ships Tokay grapes shall pay as his pro rata share of the aforesaid expenses in accordance with the applicable provisions of said amended marketing agreement and order is hereby fixed at two and one-half cents (\$0.025) per hundred pounds of Tokay grapes shipped by such handler during said season.

It is hereby further found that it is impracticable and contrary to the public interest to postpone the effective time hereof until 30 days after publication in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) in that (1) in accordance with the provisions of said amended marketing agreement and order, the rate of assessment is applicable to all fresh Tokay grapes shipped during the 1952-53 season; (2) shipments of Tokay grapes are now being made and are subject to the regulatory provisions of Tokay Grape Order 1 (7 CFR 951.313; 17 F. R. 7774); (3) the provisions of this section do not impose any obligation on a handler until such handler ships Tokay grapes; and (4) the immediate specifications of the assessment rate will assist handlers of Tokay grapes in making their plans for the 1952-53 season and thereby tend to promote the orderly marketing of such grapes.

Notwithstanding the approval of the aforesaid expenses, none of such funds may be used to pay any wage or salary that is inconsistent with the Defense Production Act of 1950, as amended, Executive Order No. 10161, or any supplementary order, directive, or regulation pursuant thereto.

mentary order, directive, or regulation pursuant thereto.

As used in this section, the terms "handler," "ships," "shipped," and "season" shall have the same meaning as when used in said amended marketing agreement and order.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup. 608c)

Done at Washington, D. C., this 4th day of September 1952.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 52-9843; Filed, Sept. 8, 1952; 8:53 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Civil Aeronautics Administration, Department of Commerce

PART 415—TESTIMONY BY EMPLOYEES AND PRODUCTION OF RECORDS IN LEGAL PROCEEDINGS

The following new part is adopted to give interested persons notice of regulations which limit participation by employees of the Civil Aeronautics Administration in court proceedings:

Sec.

415.1 Testimony by employees.

415.2 Production of records.

AUTHORITY: §§ 415.1 and 415.2 issued under R. S. 161, sec. 205, 52 Stat. 984, as amended; 5 U. S. C. 22, 49 U. S. C. 425.

§ 415.1 *Testimony by employees.* Employees of the Civil Aeronautics Administration are prohibited from appearing as expert or opinion witnesses in legal proceedings between private litigants, involving aeronautical matters. They are free to testify as to any matters of fact within their personal knowledge.

§ 415.2 *Production of records.* Records of the Civil Aeronautics Administration, the release of which is prohibited by General Order 51¹ are in the custody and control of employees for purposes relating to the performance of their official duties only. They have no control over them and no discretion with regard to permitting their use for any other purpose. Employees are prohibited from giving out any copies thereof and from producing them in court whether in answer to subpoena ordering that they be produced or otherwise.

This part shall become effective upon publication in the FEDERAL REGISTER.

[SEAL] S. A. KEMP,
Acting Administrator of
Civil Aeronautics.

[F. R. Doc. 52-9794; Filed, Sept. 8, 1952; 8:45 a. m.]

[Amdt. 18]

PART 609—STANDARD INSTRUMENT APPROACH PROCEDURES

ALTERATIONS

This amendment is intended to define specifically the area which will be utilized

¹ Not filed for publication in the FEDERAL REGISTER.

for determining the minimum obstruction clearance in the establishment of instrument approach procedures using the back or front localizer courses of an ILS without the glide path. Section 609.10 (k) (2) as published on March 13, 1952 in 17 F. R. 2166 is amended to read:

§ 609.10 *Instrument landing system procedures determination.* * * *

(k) *Utilization of back course of ILS.* * * *

(2) *Without glide path.* Where there is no glide path, but a fan marker, compass locator, or other suitable fix is located on the localizer back course within seven miles of the airport, a straight-in approach may be formulated and approved using landing minimums equivalent to straight-in low frequency range minimums. Obstruction clearance will be determined by requiring 300 feet clearance over all objects within the approach area described in paragraph (f) (1) (i) and (iii) of this section, and by adding to this basic requirement of 300 feet any encroachment on the transitional surfaces described in paragraph (f) (3) of this section. The slope set forth in paragraph (f) (1) (ii) of this section will not be applicable, and the transitional surfaces beyond 200 feet from the runway end will extend from the edge of the approach area commencing at airport elevation. These obstruction clearances will also be required on the front courses of ILS's when glide paths are not commissioned or are inoperative.

(Sec. 205, 54 Stat. 984, as amended; 49 U. S. C. 425. Interpret or apply sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

This amendment shall become effective October 15, 1952.

[SEAL] F. B. LEE,
Acting Administrator of
Civil Aeronautics.

[F. R. Doc. 52-9793; Filed, Sept. 8, 1952; 8:45 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter IV—International Joint Commission, United States and Canada

PART 401—RULES OF PROCEDURE

EDITORIAL NOTE: The regulations of the International Joint Commission, United States and Canada, formerly codified as Part 501 of this title and inadvertently omitted from the 1949 Edition of the Code of Federal Regulations, are hereby redesignated as Part 401 of Chapter IV of this title and appear as set forth below.

Sec.

401.1 Definitions.

401.2 Meetings.

401.3 Chairmen.

401.4 Permanent offices.

401.5 Duties of secretaries.

401.6 Applications.

401.7 Number of application copies.

401.8 Approval of Governments.

401.9 Notice and publication.

401.10 Statement in response to application.

401.11 Statement in reply.

401.12 Supplemental applications and statements.

401.13 Interested private parties.

401.14 Preliminary hearing.

401.15 Preliminary communication with parties.

Sec.

401.16 Production and inspection of documents.

401.17 Subpoenas.

401.18 Compelling attendance of witnesses, etc.

401.19 Depositions.

401.20 Final hearings.

401.21 Printing of briefs and records.

401.22 Majority may conduct hearings.

401.23 Amendments.

401.24 Service of process.

401.25 Expenses of proceedings.

401.26 Submission to Governments.

401.27 General rule.

401.28 Proceedings under Articles IX and X.

AUTHORITY: §§ 401.1 to 401.28 issued under Art. XII of the Treaty between the United States and Great Britain, Jan. 11, 1909, 36 Stat. 2453.

SOURCE: §§ 401.1 to 401.28 contained in Rules of Procedure, International Joint Commission, Feb. 2, 1912, except as otherwise noted.

§ 401.1 *Definitions.* In the construction of the rules in this part and the forms herein referred to (unless the context otherwise requires) words importing the singular number shall include the plural, and words importing the plural number shall include the singular; the term "party" or "parties" shall include Governments and also persons permitted by the rules in this part to take part in any proceedings before the Commission; the word "person" shall include individual, partnership, or corporation, and "oath" shall include affirmation.

§ 401.2 *Meetings.* Regular sessions of the Commission shall be held annually at Washington beginning on the first Tuesday of April and at Ottawa beginning on the first Tuesday of October.

Special meetings may be held at such times and places in the United States and the Dominion of Canada as the chairmen of the two sections may determine.

§ 401.3 *Chairmen.* The commissioners of the United States section of the Commission shall appoint a chairman, to be known as the chairman of the United States section of the International Joint Commission, and he shall act as chairman at all meetings of the Commission held in the United States, and in respect to all matters required to be done in the United States by the chairman of the Commission.

The commissioners of the Canadian section of the Commission shall appoint a chairman, to be known as the chairman of the Canadian section of the International Joint Commission, and he shall act as chairman at all meetings of the Commission held in Canada, and in respect to all matters required to be done in Canada by the chairman of the Commission.

In case it shall be impracticable for the chairman of either section to act in any matter, then the commissioner of such section next in order of appointment shall act in his stead.

§ 401.4 *Permanent offices.* The permanent offices of the Commission shall be at Washington, in the District of Columbia, and at Ottawa, in the Dominion of Canada, and the secretaries of the United States and Canadian sections of the Commission shall, subject to the order of said respective sections, have full

charge and control of said offices, respectively.

§ 401.5 *Duties of secretaries.* The secretaries shall act as joint secretaries at all sessions or meetings of the Commission, and each shall keep an accurate permanent record of the proceedings and preserve the same in the permanent offices of the Commission. It shall also be the duty of each of them to receive and file all applications and other papers properly presented to the Commission in any proceeding instituted before it, and to number in numerical order all such applications; and the number given an application shall be the file number for all papers and documents connected with such application. Each secretary shall also keep in the permanent office under his control a docket, in which he shall record the title of the application or other proceeding, separately in each case, the date of filing the same, the name and post-office address of the attorneys of record, and a brief statement of the contents, together with proper reference to the files of the original papers referred to in said docket. Each shall forward to the other for filing in the office of the other copies of all letters, documents or other papers received by him or filed in his office, pertaining to any matter before the Commission, to the end that there shall be on file in each office either the original or a copy of all official papers, documents, records and correspondence relating to matters at any time pending before the Commission.

§ 401.6 *Applications.* In all cases to be submitted to the Commission under Articles III, IV and VIII of the Treaty the method of bringing such cases to the attention of the Commission and invoking its action shall be as follows:

(a) Where one or the other of the Governments on its own initiative seeks the approval of the Commission for the use, obstruction or diversion of waters with respect to which under Articles III and IV of the Treaty the approval of the Commission is required, it shall file with the Commission an application setting forth as fully as may be necessary for the information of the Commission the facts upon which the application is based, and the nature of the order of approval desired.

(b) Where any private person seeks the approval of the Commission for the use, obstruction or diversion of such waters, he shall first make written application to the Government within whose jurisdiction the privilege desired is to be exercised, to grant such privilege, and upon such Government, or the proper department thereof, transmitting such application to the Commission, with the request that it take appropriate action thereon, the same shall be filed and be proceeded with by the Commission in the same manner as an application on behalf of one or the other of the Governments. All applications by private persons should conform, as to their contents, to the requirements of paragraph (a) of this section.

§ 401.7 *Number of application copies.* One duplicate original and 25 copies of

the application, supplemental application, statement in response, supplemental statement in response, statement in reply, and supplemental statement in reply shall be filed with each of the secretaries, and there shall be filed with each of the secretaries such drawings, profiles, and plans of survey on tracing linen, and such specifications and maps, as may be necessary to illustrate clearly the matter of the application.

[As amended Nov. 11, 1914]

§ 401.8 *Approval of Governments.* In cases where either of the respective Governments shall have authorized the use, obstruction or diversion of navigable waters, all plans filed as aforesaid shall be accompanied with the approval thereof by the Government or proper department of the Government within whose jurisdiction such waters lie.

§ 401.9 *Notice and publication.* As soon as practicable after an application is made as provided for in § 401.6, the secretary of the section of the Commission appointed by the other Government shall forthwith send to such Government a notice in writing that the application has been made and a copy thereof.

The secretaries shall also, as soon as practicable after the application is made, cause to be published for 3 successive weeks in the Canada Gazette, and in two weekly newspapers, published one on each side of the international boundary line nearest the locality in which the use, obstruction, or diversion of waters is proposed to be made, a notice that the application has been made, and of the nature and locality of the proposed use, obstruction or diversion, and that all persons interested therein are entitled to be heard with respect thereto before the Commission.

§ 401.10 *Statement in response to application.* Within 30 days after the filing of any such application, or within such further time as the Commission or the chairmen may determine, the other Government, and, with the consent of either Government, any private person interested, may file a statement with the Commission setting forth any fact or facts bearing on the subject-matter of the application and tending to defeat or modify the order of approval sought, or to require that the same be granted on condition, and setting forth whether the order of approval is opposed in whole or in part, and if it be desired that the approval be on condition, setting forth the particular condition or conditions upon which it is thought the order of approval should be granted.

[As amended Apr. 7, 1915]

§ 401.11 *Statement in reply.* Immediately after such statement or statements are filed the secretary shall send a copy of the same to the Government which shall have made the application or shall have filed the application on behalf of private persons, and the said Government or the private persons on whose behalf the application shall have been filed, one or both, may, within 30 days, file a statement or statements in reply, and the issues to be determined by the Commission shall be gathered from the

application, statement or statements and reply statement or statements.

§ 401.12 *Supplemental applications and statements.* If it shall appear to the Commission that either the application, the statement, or the reply statement is not sufficiently full, definite and complete to enable the Commission to proceed intelligently, the Commission may require a more full, definite and complete application or statement or reply statement, as the case may be, to be filed.

§ 401.13 *Interested private parties.* Any person interested in the subject matter of the application, whether for or against, is entitled to be heard by counsel at the final hearing, and may, through counsel, with the consent of his Government, conduct or assist in conducting all proceedings in the case subsequent to the application.

§ 401.14 *Preliminary hearing.* If it appears to the Commission at any time before the hearing of the application that it would be advantageous to hold a preliminary meeting for the purpose of fixing or altering the plan of hearing, determining the mode of conducting the inquiry, the admitting of certain facts, or the proof of them by affidavit, or for any other purpose, the Commission may hold such meeting upon such notice to the parties as it deems sufficient, and may thereupon make such orders as it may deem expedient.

§ 401.15 *Preliminary communication with parties.* The Commission may, if it thinks fit, instead of holding the preliminary meeting provided in § 401.14, communicate with the parties direct, and may require answers to such inquiries as it may consider necessary.

§ 401.16 *Production and inspection of documents.* Either party shall be entitled, at any time, before or at the hearing of the case, to give notice in writing to the party in whose application or statement or reply statement reference is made to any document, map, plan, or profile, to produce it for the inspection of the party giving such notice or his attorney or solicitor, and to permit him to take copies thereof; and any party not complying with such notice shall not afterwards be at liberty to put the same in evidence on his behalf in such proceedings, unless he satisfy the Commission that he had sufficient cause for not complying with such notice.

§ 401.17 *Subpenas.* Subpenas for the attendance and examination of witnesses and notice for the production and inspection of documents may be issued in the first instance under the signature of the secretary of the section of the country in which the witnesses reside.

§ 401.18 *Compelling attendance of witnesses, etc.* All applications for subpoena or other process to compel the attendance of witnesses, or the production of books, papers, and documents before the Commission or the examiner, shall be made to the proper courts of either country, as the case may be, upon the order of the Commission or by the chairman of the section of the Commission of the country in which the witnesses

reside or the books, papers, or documents may be, or by the examiner appointed under § 401.19.

§ 401.19 *Depositions.* On application to the secretary of the section of the Commission in the country where depositions are proposed to be taken, any party may have a commission to take the depositions of witnesses, the commission to be signed by the secretary, to designate the name of the examiner before whom depositions will be taken, and the time and place of taking, but need not designate the names of witnesses to be examined, and the secretary shall specify in the commission the length of notice to be given, in all cases requiring what he may deem ample time to enable the parties to be present. The examiner, who shall in all cases be an official having power in his own country to administer oaths, may issue subpoenas for witnesses to be examined before him. The testimony of all witnesses shall be taken under oath or affirmation and the parties shall be entitled to attend and examine and cross-examine. The testimony so taken shall be confined to the subject matter in question, and any objection to the admission of evidence shall be noted by the examiner and dealt with by the Commission at the hearing. The examination shall take place within 60 days after the time provided in § 401.11 for the filing of the reply statement. All examinations or depositions taken in pursuance of this section shall be returned to the secretary who issued the commission, and the depositions certified under the hand of the examiner, without further proof, be used in evidence, saving all just exceptions. The examiner at the time and place appointed in the commission can take the depositions of witnesses offered by any party.

§ 401.20 *Final hearings.* The final hearings on applications shall be had at times and places to be fixed by the chairmen of the two sections not less than 30 days after the time provided for filing the reply statement, and the Commission will then hear oral and documentary evidence and evidence which may have been taken by the parties by deposition.

The Commission may require further evidence to be given, either viva voce or by deposition taken before an examiner.

The Commission may decide how many counsel are to be heard and what interests may be united for the purpose of the hearing.

The Commission may, in any case, require printed briefs or factums to be submitted by the parties.

The hearing of the case, when once commenced, shall proceed, so far as in the judgment of the Commission may be practicable, from day to day.

[As amended Apr. 7, 1915]

§ 401.21 *Printing of briefs and records.* All briefs, factums, pleadings, and documents printed for the use of the Commission must be in such form and size, with ample margin, that they can be conveniently bound together so as to make an ordinary octavo volume; and,

as well as all quotations contained therein, and the covers thereof, must be printed in clear type (never smaller than pica) and on unglazed paper.

§ 401.22 *Majority may conduct hearings.* A majority of the Commission may conduct hearings or other proceedings regularly before it and may take and receive testimony and hear arguments thereon, but less than the whole number of the Commission shall not proceed to finally consider and determine any matter, proceeding, or question which the Treaty creating the Commission, either in terms or by implication, requires or makes it the duty of the Commission to decide.

§ 401.23 *Amendments.* Amendments of applications and statements may be allowed by the Commission where substantial justice requires it, and the time for the filing of any paper or the doing of any act by the rules in this part required may be extended in the like case.

§ 401.24 *Service of process.* Service of any subpoena, process, notice, or other document which must be served under the present rules in this part, shall be by delivering a copy thereof to the person named therein, or by leaving the same at the dwelling house or usual place of abode or usual place of business of such person with some adult person who is a member of or resident in his family or with an employee in such place of business. Such service may be made by any literate person, who shall make return thereof under oath to the secretary from whom such subpoena, process, notice, or other document shall have been received, and such return shall state the time and place of such service.

§ 401.25 *Expenses of proceedings.* All expenses incident to the prosecution of any proceedings before the Commission upon applications presented under § 401.6 (b) shall be paid by the party on whose behalf or at whose request such cost or expense is incurred, except as otherwise ordered by the Commission.

[As amended, Apr. 6, 1926]

§ 401.26 *Submission to Governments.* When in the opinion of the Commission it is desirable that a decision should be rendered which affects navigable waters in a manner or to an extent different from that contemplated by the application and plans, the Commission will, before making a final decision, submit to the Government transmitting the application a draft of the decision, and such Government may file with the Commission a brief or memorandum thereon which will receive due consideration by the Commission before its decision is made final.

§ 401.27 *General rule.* The Commission may, in the course of the proceedings, make any order which it deems expedient and necessary to meet the ends of justice and to effectually carry out the true intent and meaning of the Treaty.

§ 401.28 *Proceedings under Articles IX and X.* The rules in this part, as far as applicable, shall apply to proceedings

in all cases referred or submitted under Articles IX and X.¹

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter III—Office of Price Stabilization, Economic Stabilization Agency

[Ceiling Price Regulation 34, Amdt. 9 to Supplementary Regulation 3]

CPR 34—SERVICES

SR 3—APPROVAL OF CERTAIN AUTOMOTIVE AND FARM TRACTOR REPAIR SERVICE FLAT RATE MANUALS

ADDITIONAL FLAT RATE MANUALS

Pursuant to the Defense Production Act of 1950, as amended, Executive Order 10161, and Economic Stabilization Agency General Order No. 2, this Amendment 9 to Supplementary Regulation 3 to Ceiling Price Regulation 34 is hereby issued.

STATEMENT OF CONSIDERATIONS

This amendment adds a supplement to a flat rate manual to the list of approved flat rate manuals and labor schedules in section 2 of Supplementary Regulation 3 to Ceiling Price Regulation 34.

The Statements of Consideration which accompanied Supplementary Regulation 3 to Ceiling Price Regulation 34, and Amendment 1 to that regulation are equally applicable to this amendment and are incorporated herein by this reference.

The character of the approval granted by this amendment made it impracticable and unnecessary to consult formally with representatives of the industry and trade associations although in each instance representatives of the publishers of the manuals were consulted and consideration was given to their recommendations. In the judgment of the Director of Price Stabilization the provisions of this amendment are generally fair and equitable and are necessary to effectuate the purposes of Title IV of the Defense Production Act of 1950, as amended.

AMENDATORY PROVISIONS

Supplementary Regulation 3 to Ceiling Price Regulation 34 is amended in the following respects:

1. Section 2 is amended by adding after paragraph (qq), paragraph (rr) as follows:

(rr) Chevrolet 1952 Supplement to 1946-1950 Chassis Flat Rate Schedule.

2. Appendix RR is added after Appendix QQ.

(Sec. 704, 64 Stat. 816, as amended; 50 U. S. C. App. Sup. 2154)

Effective date. This Amendment 9 to Supplementary Regulation 3 to Ceiling Price Regulation 34 shall be effective on September 13, 1952.

Note: The record-keeping and reporting requirements of this regulation have been

¹ Treaty between United States and Great Britain, Jan. 11, 1909, 36 Stat. 2452, 2453.

approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

JOSEPH H. FREEHILL,
Acting Director of Price Stabilization.

SEPTEMBER 8, 1952.

[P. R. Doc. 52-9927; Filed, Sept. 8, 1952;
4:00 p. m.]

[Ceiling Price Regulation 158, Corrections]
CPR 158—CALIFORNIA REDWOOD LUMBER
CORRECTIONS

Through inadvertence, certain notes applicable to Tables 1, 2, 3, and 11 of section 45 were omitted from Ceiling Price Regulation 158. Also, the words "Select All" and "Select" were erroneously inserted in two notes applicable to Tables 1, 2, and 3. The latter words do not appear in the description of the grades, Heart Structural and Dense Structural lumber, as set forth in "Standard Specifications for Grades of California Redwood Lumber", published by the California Redwood Association, effective August 1, 1951, upon which the notes are based.

Accordingly, the following corrections are made:

1. The following language is added to note 5, entitled "Selection of Grain and Texture", of the notes applicable to Tables 1, 2, and 3 of section 45.

For vertical grain (all thicknesses):
4" and narrower, add \$10.00 per M.
6" and 8", add \$20.00 per M.
10" and wider, add \$25.00 per M.

2. The words "Select All" and "Select" are deleted from the first two lines of note 6, entitled "Additional Grades not on Tables", of the notes applicable to Tables 1, 2, and 3 of section 45, so that the lines read as follows:

Heart Structural, add \$20.00 to Select Heart.
Dense Structural, price same as Clear All Heart.

3. Three notes are added to Table 11 of section 45, to read as follows:

Notes (applicable only to Table 11).
For surfacing, add \$5.00 per M.
For running to pattern, add \$10.00 per M.
For specified widths, add \$5.00 per M.

(Sec. 704, 64 Stat. 816, as amended; 50 U. S. C. App. Sup. 2154)

JOSEPH H. FREEHILL,
Acting Director of Price Stabilization.

SEPTEMBER 8, 1952.

[P. R. Doc. 52-9924; Filed, Sept. 8, 1952;
11:04 a. m.]

Chapter VI—National Production Authority, Department of Commerce

[NPA Order M-6A, Direction 3 as Amended
September 8, 1952]

M-6A—STEEL DISTRIBUTORS

DIR. 3—SUPPLEMENTAL SHIPMENTS BY PRODUCERS; LIMITATIONS ON DISTRIBUTORS' DELIVERIES

This direction, as amended, to NPA Order M-6A is found necessary and appropriate to promote the national de-

fense and is issued pursuant to the Defense Production Act of 1950, as amended. In the issuance of this amended direction, consultation with industry representatives has been rendered impracticable due to the need for immediate action.

Direction 3, as amended August 1, 1952, to NPA Order M-6A is hereby further amended by adding a new paragraph (b) to section 2 in order to exclude second-quality and imported steel products from the provisions of said section.

REGULATORY PROVISIONS

Sec.

1. What this direction does.
2. Limitations on deliveries by distributors.
3. Shipments to distributors.
4. Item limitation.

AUTHORITY: Sections 1 to 4 issued under sec. 704, 64 Stat. 816, Pub. Law 429, 82d Cong.; 50 U. S. C. App. Sup. 2154. Interpret or apply sec. 101, 64 Stat. 799, Pub. Law 429, 82d Cong.; 50 U. S. C. App. Sup. 2071; sec. 101, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105; 3 CFR, 1950 Supp.; sec. 2, E. O. 10200, Jan. 3, 1951, 16 F. R. 61, 3 CFR, 1951 Supp.; secs. 402, 405, E. O. 10261, Aug. 28, 1951, 16 F. R. 8789; 3 CFR, 1951 Supp.

SECTION 1. What this direction does. This direction makes a number of changes in the present orders and regulations concerning steel distributors. These changes are occasioned by the recent work stoppage in the steel industry. It requires certain forms and shapes in stock or acquired by distributors to be shipped or delivered by them only on defense orders for a limited period. It increases the quantities of steel required to be shipped by producers to distributors subject to certain limitations. It makes provision with respect to the recent production losses. It temporarily modifies section 5 of NPA Order M-6A by permitting steel distributors to accept and fill orders for smaller quantities than heretofore required.

SEC. 2. Limitations on deliveries by distributors. (a) From July 28, 1952, through the close of business August 7, 1952, no steel distributor shall ship or deliver any item of any steel product in the shapes and forms listed in List A of this direction from his inventory of such steel on hand July 28, 1952, except on authorized controlled material orders bearing a program identification consisting of the letter A, B, C, or E, and one digit (including the program identification B-5 where it appears as a suffix), or the program identification Z-2; *Provided*, That this limitation shall not apply to any item of any steel product which, as of July 28, 1952, had been processed, or was in process, to meet a customer's particular specifications. No steel distributor, who receives steel in the shapes and forms listed in List A of this direction during the period from July 28, 1952, through the close of business December 31, 1952, shall ship or deliver more than 50 percent of the tonnage of any item of any steel product listed in List A, received in any one shipment during such period for a period of 15 days after receipt of any such shipment, except on authorized controlled material orders bearing a program identification consisting of the

letter A, B, C, or E and one digit (including the program identification B-5 where it appears as a suffix), or the program identification Z-2. Accurate records of each transaction covered by this section shall be set up and maintained by each steel distributor in accordance with and pursuant to the provisions of section 10 of NPA Order M-6A.

(b) The provisions of this section shall not be applicable to any second-quality item of any steel product, in the shapes and forms listed in List A of this direction, acquired by a distributor, nor to any item of any steel product in the shapes and forms contained in said List A which is imported by a distributor from outside the United States, its territories and possessions, and the Dominion of Canada, or acquired prior to landing by the person from whom the distributor acquires the same.

Sec. 3. Shipments to distributors.

(a) Subject to the limitations in this paragraph, each producer shall be obligated to accept purchase orders from steel distributor customers which call for shipments during the months of September, October, and November, 1952, or to ship on unfilled orders calling for earlier delivery, up to a minimum of not less than 120 percent of the base tonnage of each steel distributor customer instead of the 100 percent presently provided in section 3 of NPA Order M-6A. A producer may cancel orders (to the extent hereafter provided) for any product received from any steel distributor customer in excess of such distributor's base tonnage of that product, if the total tonnage of orders for that product scheduled for delivery in that month from steel distributors, from further converters as defined in NPA Order M-1, and from persons placing authorized controlled material orders bearing a program identification consisting of the letter A, B, C, or E, and one digit (including the program identification B-5 where it appears as a suffix), or the program identification Z-2, exceeds 50 percent of the producer's planned production for that month. The amount by which such orders mentioned in the preceding sentence exceed 50 percent of such producer's planned production is herein referred to as the "supplemental tonnage." If the supplemental tonnage amounts to 20 percent or more of the base tonnage of all steel distributor customers, then all steel distributor orders for that product in excess of the base tonnage shall be cancelled. If the supplemental tonnage is less than 20 percent of the base tonnage of all steel distributor customers then a percentage of the orders for that product from any steel distributor customer in excess of such distributor's base tonnage of that product shall be cancelled. Such percentage shall be determined by dividing the supplemental tonnage by 20 percent of the base tonnage of all steel distributor customers. If any such order is cancelled there shall be no obligation upon the producer cancelling the order to fill the same in a subsequent month.

(b) To the extent practicable and within the limitations of paragraph (a)

of this section, producers shall ship during August 1952 to their steel distributor customers up to a minimum of 120 percent of their base tonnage on orders calling for delivery during the month of August or in prior months.

(c) Under section 3 to NPA Order M-6A, producers are required to accept purchase orders from steel distributor customers up to a minimum of 100 percent of such distributor's base tonnage. To the extent that shipments of such orders were or are stopped for reasons occasioned by the work stoppage, producers are not required to accept orders pursuant to section 3 of NPA Order M-6A, provided tonnage is shipped to distributors in the quantities provided in section 3 (a) of this direction, it being the intent hereof that the flow of steel to distributors commence immediately pursuant to this section, but that producers be relieved of any obligation to make up lost tonnages.

(d) The provisions of this section shall not be applicable to oil country casing, tubing, drill pipe, or couplings.

SEC. 4. Item limitation. During the period from July 28, 1952, through the close of business November 29, 1952, no steel distributor shall be required to make delivery on an authorized controlled material order from inventory to any one customer to any one destination during any calendar week of any item of a steel product in quantities in excess of the following:

Any item of carbon steel more than 4,000 pounds.

Any item of alloy steel more than 2,500 pounds.

Any item of stainless steel sheet more than 1,000 pounds.

Any item of stainless bars and plates more than 500 pounds.

Any item of stainless tubing or pipe more than 500 pounds or feet, whichever is less.

In no case shall a steel distributor be required to make deliveries to any one customer aggregating 20,000 pounds or more during any calendar week unless the deliveries include 10 or more different items, subject to the limitations of the preceding sentence as to each item.

This direction, as amended, shall take effect September 8, 1952.

NATIONAL PRODUCTION
AUTHORITY,
By JOHN B. OLVERSON,
Recording Secretary.

LIST A OF NPA ORDER M-6A, DIR. 3

Bar, hot-rolled.
Bar, cold-finished.
Electrical sheet and strip (high-grade).¹
Structural shapes (wide-flanged sections).²
Pressure tubing—seamless and welded.
Mechanical tubing—seamless.
Plate, sheared.
Sheet and strip—hot-rolled.³
Sheet and strip—cold-rolled.³

[F. R. Doc. 52-9921; Filed, Sept. 8, 1952;
11:03 a. m.]

¹ AISI—M17, M15, M14, and oriented.

² Wide-flanged sections are steel beams or columns having parallel face flanges rolled on a universal structural mill or Gray mill, in sizes ranging in depth from 4 to 36 inches.

³ Alloy and stainless only.

TITLE 44—PUBLIC PROPERTY AND WORKS

Chapter IV—Department of Commerce

PART 401—DISPOSAL OF FOREIGN EXCESS PROPERTY

EXCESS PROPERTY FABRICATED FROM CRITICAL MATERIALS; REVOCATION OF DETERMINA- TION

Notice of proposed revocation in this matter was published in the FEDERAL REGISTER on July 30, 1952 (17 F. R. 6971). No views or recommendations relative to the proposed revocation have been submitted. The basis for the proposed revocation was set forth in the aforesaid notice which is incorporated herein by reference.

1. For the reasons set forth in the notice above mentioned, the determination by the Secretary of Commerce issued January 9, 1951 (16 F. R. 320; 44 CFR 401.100), is revoked.

2. Any person desiring to import foreign excess property shall follow the provisions and procedure set forth in the existing order known as Foreign Excess Property Order 1, as amended August 23, 1950 (15 F. R. 5847).

3. The above revocation shall become effective thirty-one days after its publication in the FEDERAL REGISTER.

(Sec. 402, 63 Stat. 393; 41 U. S. C. Sup. 272)

[SEAL] CHARLES SAWYER,
Secretary of Commerce.

[F. R. Doc. 52-9822; Filed, Sept. 8, 1952;
8:50 a. m.]

TITLE 47—TELECOMMUNI- CATION

Chapter I—Federal Communications Commission

[Docket No. 10225]

PART 3—RADIO BROADCAST SERVICES

TELEVISION BROADCAST STATIONS; TABLE OF ASSIGNMENTS

In the matter of amendment of § 3.606 Table of assignments, rules governing Television Broadcast Stations; Docket No. 10225.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 28th day of August 1952;

The Commission having under consideration its notice of proposed rule making issued June 26, 1952 (FCC 52-618) and published in the FEDERAL REGISTER on July 9, 1952 (17 F. R. 6166), proposing to assign UHF Channel 14 to Palm Springs, California, a community which is not listed in the Table of Assignments and is not within 15 miles of a community so listed;

It appearing, that in accordance with the provisions of paragraph 5 of the aforesaid notice of proposed rule making, the time for filing comments therein expired August 11, 1952; and

It further appearing, that a comment supporting the proposed amendment was filed by Dr. Forbes Farms, Inc., and that no comments opposing the proposed amendment were filed;

It is ordered, That effective 30 days from the publication in the FEDERAL REGISTER, the Table of Assignments contained in § 3.606 of the Commission's rules and regulations is amended as follows:

Add to Table of Assignments under the State of California:

Channel No.
Palm Springs..... 14

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U. S. C. 303)

Released: August 29, 1952.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 52-9829; Filed, Sept. 8, 1952;
8:51 a. m.]

[Docket No. 9808]

PART 3—RADIO BROADCAST SERVICES

ORDER STAYING EFFECTIVE DATE

In the matter of amendment of §§ 3.191, 3.291, 3.591, 3.655 and 3.790 of the Commission's rules and regulations.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of August 1952;

The Commission having under consideration its report and order adopted May 14, 1952, in this proceeding; its order of June 30, 1952, postponing until August 30, 1952, the effective date of the amendments to its rules and regulations adopted on May 14, 1952; petitions filed by National Broadcasting Company, Inc., and National Association of Radio and Television Broadcasters requesting further postponement of the effective date of the amendments to the rules; and petitions in opposition to postponement of the effective date filed by Honorable Harry R. Shoppard and Gordon P. Brown; and

It appearing, that the Commission also has before it petitions seeking reconsideration of the report and order of May 14, 1952, and petitions in opposition thereto, which have not been determined;

It is ordered, That the effective date of the amendments to §§ 3.191, 3.291, 3.591, 3.655, and 3.790 of the Commission's rules and regulations adopted on May 14, 1952, be, and it is hereby, stayed for a further period to, and including, October 1, 1952.

Released: August 28, 1952.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 52-9827; Filed, Sept. 8, 1952;
8:51 a. m.]

PART 7—STATIONS ON LAND IN THE MARITIME SERVICE

PART 8—STATIONS ON SHIPBOARD IN THE MARITIME SERVICE

PART 9—AERONAUTICAL SERVICES

PART 10—PUBLIC SAFETY RADIO SERVICES

PART 11—INDUSTRIAL RADIO SERVICES

PART 16—LAND TRANSPORTATION RADIO SERVICES

AUTHORIZATION TO GRANT CONSTRUCTION PERMITS AND STATION LICENSES WITHOUT FORMAL APPLICATION IN CASES OF EMERGENCY

In the matter of amendment of Parts 7, 8, 9, 10, 11, and 16 of the Commission's rules in order to provide for the issuance of authorizations without formal application in cases of emergency found by the Commission involving danger to life or property or due to damage to equipment.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of August 1952;

The Commission having under consideration the above designated matter; and

It appearing, that under the provisions of section 308 (a) of the Communications Act, as amended by section 6 of Pub. Law 554, 82d Cong., approved and effective July 16, 1952, the Commission is authorized "in cases of emergency found by the Commission involving danger to life or property or due to damage to equipment * * *" to grant construction permits and station licenses or modifications or renewals thereof in accordance with the terms of Commission regulations without the filing of a formal application; and

It further appearing, that amendments to the above-captioned parts of the Commission's rules are necessitated by the recent amendment of section 308 (a) of the Communications Act (Pub. Law 554, 1952) the prompt implementation of which is required in order that the Commission may continue to conduct its business in an orderly fashion and without interruption of service; and

It further appearing, that the amendments set forth below will implement the new provisions of section 308 (a) of the Communications Act in a reasonable and proper manner; and

It further appearing, that these amendments being procedural in nature are not subject to the provisions of section 4 of the Administrative Procedure Act and, in any event, a delay in their adoption would so impede the effective and timely execution of the Commission's functions as to be contrary to the public interest;

It is ordered, Pursuant to authority contained in sections 4 (1), 303 (r), and 308 (a) of the Communications Act of 1934, as amended, that effective immediately Parts 7, 8, 9, 10, 11 and 16 of the Commission's rules are amended as set forth below.

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154. Interprets or applies sec. 303, 308, 48

No. 176—2

Stat. 1062, as amended, 1065, as amended; 47 U. S. C. 303, 308)

Released: August 28, 1952.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

1. Add a new § 7.48 to read as follows:

§ 7.48 *Applications in an emergency.* (a) In cases of emergency involving danger to life or property or due to damage to equipment, applications for a construction permit and a station license, or modification or renewal thereof, may be filed by unverified telegram or letter, and in the event that the Commission finds that such an emergency exists temporary authorization may be granted to construct or operate a station in accordance with the unverified request for the duration of such emergency: *Provided*, That in such cases as may be considered necessary by the Commission, the applicant may be required to supplement such application by filing, as soon as practicable thereafter, a verified written application for the same authorization as normally prescribed by applicable provisions of this part.

(b) (1) Each application submitted under the provisions of paragraph (a) of this section shall contain, as a minimum requirement, the following information:

- (i) Name of applicant;
- (ii) Name of agent, if application is made by an agent, in cases under § 1.303 of the Commission's rules;
- (iii) Location of proposed installation or operation;
- (iv) Official call letters of any valid station authorization already held by applicant and the station location;
- (v) Class of station desired (not required for renewal, nor for modification unless class of station is to be modified);
- (vi) Frequency assignment, authorized transmitter power(s), and authorized class or classes of emission desired (not required for renewal; required for modification only to the extent such information may be involved);³
- (vii) Equipment to be used, specifying the manufacturer and model number (not required for renewal; required for modification only to the extent such information may be involved);
- (viii) Specific station(s) with which communication is desired (not required for renewal; otherwise required only when applicable under the Commission's rules);
- (ix) Statement of facts which, in the opinion of the applicant, constitute an emergency to be found by the Commission for the purpose of this section.⁴

³ When appropriate, reference need be made only to applicable sections of the Commission's rules in lieu of detailed information.

⁴ This statement should include a showing that circumstances beyond the control of the applicant prevented the filing of an application as normally prescribed by applicable provisions of this part on a date which would assure its receipt by the Commission in time sufficient for the Commission to take appropriate action thereon.

including estimated duration of emergency.

(2) Each application submitted under the provisions of paragraph (a) of this section shall, in addition to the information specified in subparagraph (1) of this paragraph, contain such of the following information as is not already on file with the Commission:

- (i) Address of applicant;
- (ii) Address of agent, if application is made by an agent, in cases under § 1.303 of the Commission's rules;
- (iii) Relation of applicant to owner of transmitting equipment involved;
- (iv) Factual statements to the extent necessary for the Commission to determine whether or not the granting of the desired authorization will be in accordance with the citizenship eligibility requirements of section 310 of the Communications Act.

2. Section 8.42 is revised to read as follows:

§ 8.42 *Application for license or modification or renewal of license in an emergency.* (a) In cases of emergency involving danger to life or property or due to damage to equipment, applications for a station license, or for modification or for renewal of a station license, to authorize certain use and operation of radio transmitting apparatus on board ship in the maritime mobile or maritime radiolocation service in accordance with applicable provisions of treaty, statute, and rules of the Commission, may be filed by unverified telegram or letter, and in the event that the Commission finds that such an emergency exists,⁵ temporary authorization may be granted to operate a station in accordance with the unverified request for the duration of such emergency: *Provided*, That in such cases as may be considered necessary by the Commission, the applicant may be required to supplement such application by filing, as soon as practicable thereafter, a verified written application for the same authorization as normally prescribed by applicable provisions of this part.

(b) (1) Each application submitted under the provisions of paragraph (a) of this section shall contain, as a minimum requirement, the following information:

- (i) Name of applicant;
- (ii) Name of agent, if application is made by an agent, in cases under § 1.303 of the Commission's rules;
- (iii) Name and type of ship;
- (iv) Official registry number of ship, if available;
- (v) Official call letters or radio call sign, if any, assigned to ship;
- (vi) Class of station desired⁶ (not required for renewal, nor for modifica-

⁵ For example an emergency is found by the Commission when the desired authorization is urgently needed for the use of shipboard radio apparatus for purposes of safety at sea, and circumstances beyond control of the applicant have prevented the filing of a written application, as normally prescribed by applicable provisions of this part, on a date which would assure its receipt by the Commission in time sufficient for the Commission to take appropriate action thereon.

⁶ See § 8.22.

tion unless class of station is to be modified):

(vii) Frequency assignment, authorized transmitter power(s), and authorized class or classes of emission desired (not required for renewal; required for modification only to the extent such information may be involved);⁴⁴

(viii) Equipment to be used, specifying the manufacturer and model number (not required for renewal; required for modification only to the extent such information may be involved);

(ix) Specific station(s) with which communication is desired (not required for renewal; otherwise required only when applicable under the Commission's rules);

(x) Statement of facts which, in the opinion of the applicant, constitute an emergency to be found by the Commission for the purpose of this section, including estimated duration of emergency.

(2) Each application for a station license submitted under the provisions of paragraph (a) of this section shall, in addition to the information specified in subparagraph (1) of this paragraph, contain such of the following information as is not already on file with the Commission:

(i) Address of applicant;

(ii) Address of agent, if application is made by an agent, in cases under § 1.303 of the Commission's rules;

(iii) Relation of applicant to owner of vessel;

(iv) Factual statements to the extent necessary for the Commission to determine whether or not the granting of the desired authorization will be in accordance with the citizenship eligibility requirements of section 310 of the Communications Act.⁴⁵

(c) As provided by and in accordance with the provisions of paragraphs (a) and (b) of this section in respect to applications for a station license or modification or renewal of a station license, applications also may be filed, in cases of emergency involving danger to life or property or due to damage to equipment, for a permit to be issued by cable, telegraph, or radio for the operation of a station on board a ship at sea, and in the event the Commission finds such an emergency exists such permit may be granted to be effective in lieu of a station license until such ship shall return to a port of the continental United States.

3. Designate the existing paragraph of section 9.109 as "(a)" and add the following:

§ 9.109 *Application for special temporary authorization.* * * *

(b) In cases of emergency found by the Commission involving danger to life or property or due to damage of equipment, temporary authorization may be granted for the construction and operation of a station for the duration of

such emergency. Requests for such temporary authorization may be filed by unverified telegram or letter and shall contain the following information:

(i) Name, address and citizenship status of applicant;

(ii) Statement of facts upon which the request for emergency authorization is based, including estimated duration of emergency;

(iii) Class of station and nature of service;

(iv) Location of station including, when appropriate, geographical coordinates;

(v) Equipment to be used, specifying manufacturer, frequencies desired, plate power input to final radio frequency stage, and type of emission.

If any of the foregoing information is presently on file with the Commission, such information may be included by reference. The applicant may be required, whenever such action may be considered necessary by the Commission, to supplement the information enumerated above by filing as soon as practicable a formal application on the prescribed form.

4a. Section 10.56 (a) is amended to read as follows:

§ 10.56 *Request for special temporary authority.* (a) In circumstances requiring immediate or temporary use of facilities, request may be made for special temporary authority to install and operate new equipment or to operate licensed equipment in a manner different from that authorized in the station license. Any such request may be in letter form, submitted in duplicate, and signed under oath: *Provided*, That in cases of emergency involving danger to life or property or due to damage to equipment, such request may be made by telephone or telegraph, and in the event that the Commission finds that such an emergency exists temporary authorization may be granted for the duration of the emergency. Any such request shall be clear and complete within itself as to the facts presented and the action desired.

b. Subparagraph (2) of § 10.56 (c) is amended to read as follows:

(2) Need for special action, including a description of any emergency or damage to equipment.

c. Section 10.56 (d) is amended to read as follows:

(d) Except in emergencies involving safety of life or property or due to damage to equipment, request for special temporary authority shall be submitted to the Commission at least ten days prior to the date of proposed operation, or it must be accompanied by a statement of reasons for the delay in submitting such request.

5a. Delete the existing provision of § 11.53 (a) (1) and substitute therefor the following:

§ 11.53 *Procedure for obtaining special temporary authority.* (a) (1) In cases of emergency found by the Commission involving danger to life or property, or due to damage to equipment,

temporary authorization for the construction and operation of a radio station may be granted for the duration of such emergency. Requests for such temporary authorization may be filed without regard to the provisions of § 11.56 in letter form or by telegram, but shall contain the following information:

(i) Name, address, and citizenship status of applicant;

(ii) Statement of facts upon which the request for emergency authorization is based, including estimated duration of emergency, and explanation why a formal application could not have been submitted in time to get a regular license;

(iii) Class of station and nature of service;

(iv) Location of station including, when appropriate, geographical coordinates;

(v) Equipment to be used, specifying manufacturer, model number and number of units, frequencies desired, plate power input to final radio frequency stage, and type of emission.

If any of the foregoing information is presently on file with the Commission, such information may be included by reference. The applicant may be required, whenever such action may be considered necessary by the Commission, to supplement the information enumerated above by filing as soon as practicable a formal application on the prescribed form.

b. Delete the first two sentences of § 11.53 (b) and substitute therefor the following:

(b) An application for special temporary authority other than that to which paragraph (a) (1) of this section applies may be filed as an informal application in the manner prescribed by § 11.56 and shall contain the following information:

6a. Delete the existing provision of § 16.53 (a) (1) and substitute therefor the following:

§ 16.53 *Special temporary authority.*

(a) (1) In cases of emergency found by the Commission involving danger to life or property, or due to damage to equipment, temporary authorization for the construction and operation of a radio station may be granted for the duration of such emergency. Requests for such temporary authorization may be filed without regard to the provisions of § 16.56 in letter form or by telegram, but shall contain the following information:

(i) Name, address, and citizenship status of applicant;

(ii) Statement of facts upon which the request for emergency authorization is based, including estimated duration of emergency, and explanation why a formal application could not have been submitted in time to get a regular license;

(iii) Class of station and nature of service;

(iv) Location of station including, when appropriate, geographical coordinates;

(v) Equipment to be used, specifying manufacturer, model number and number of units, frequencies desired, plate

⁴⁴ When appropriate, reference need be made only to applicable sections of the Commission's rules in lieu of detailed information.

⁴⁵ See § 8.23 of this part.

power input to final radio frequency stage, and type of emission.

If any of the foregoing information is presently on file with the Commission, such information may be included by reference. The applicant may be required, whenever such action may be considered necessary by the Commission, to supplement the information enumerated by filing as soon as practicable a formal application on the prescribed form.

b. Delete the first two sentences of § 16.53 (b) and substitute therefor the following:

(b) An application for special temporary authority other than that to which paragraph (a) (1) of this section applies, may be filed as an informal application in the manner prescribed by § 16.56 (h) and shall contain the following information:

[F. R. Doc. 52-9828; Filed, Sept. 8, 1952; 8:51 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter C—Management of Wildlife Conservation Areas

PART 35—NORTHEASTERN REGION

SUBPART—BRIGANTINE NATIONAL WILDLIFE REFUGE, NEW JERSEY

HUNTING

Basis and purpose. On the basis of observations and reports of field investigations conducted by representatives of the Fish and Wildlife Service and the Division of Fish and Game of the New Jersey Department of Conservation and Economic Development, and in accordance with subsection (a) of section 4 of the Migratory Bird Hunting Stamp Act as amended August 12, 1949, 63 Stat. 600, 16 U. S. C. 718d (a), it has been determined that the controlled public hunting of migratory waterfowl can be allowed on designated areas of the Brigantine National Wildlife Refuge, New Jersey, without interfering with the primary purpose for which the refuge was established.

Since the following regulations are relaxations of existing restrictions, notice and public procedure thereon are not required (60 Stat. 237; 5 U. S. C. 1001, et seq.).

Effective immediately upon publication in the FEDERAL REGISTER, the following subpart is added:

- Sec.
35.21 Hunting permitted.
35.22 Public shooting area.
35.23 Entry.
35.24 Hunting licenses and permits.

- Sec.
35.25 Dogs.
35.26 State cooperation.

AUTHORITY: §§ 35.21 to 35.26 issued under sec. 10, 45 Stat. 1224; 16 U. S. C. 7151.

§ 35.21 **Hunting permitted.** Migratory waterfowl, coot, and rails may be taken within the areas of the Brigantine National Wildlife Refuge, New Jersey, described in § 35.22 in accordance with the regulations promulgated pursuant to the authority contained in the Migratory Bird Treaty Act and in accordance with the applicable hunting laws and regulations of the State of New Jersey, subject to the requirements of §§ 35.23 to 35.26, inclusive.

§ 35.22 **Public shooting area.** The following described areas are open to public hunting:

Area I. An area of marshland, part of the peninsula lying east of Landing Creek, which is about three-fourths ($\frac{3}{4}$) mile east of Leeds Point Road, bounded on the northeast by Great Bay, on the southeast by Main Marsh Thorofare, on the south by Drag Island Thorofare, and on the west and southwest by a line described as follows: Beginning at a point on the north side of Drag Island Thorofare, at the mouth of Little Turtle Creek, opposite the most northerly point of Drag Island; thence northerly with said creek and crossing Big Turtle Creek continue with the channel from the north, approximately forty-two (42) chains to the head of the creek in a ditch; thence northerly approximately five (5) chains to the junction of ditches northeast-southwest and northwest; thence N. 62° W., approximately twenty-eight (28) chains to a point in the marsh on the south bank of Broad Creek; thence N. 50° W., approximately seventy-two (72) chains to a point on Landing Creek at the mouth of Elder Creek.

Area II. An area of marshland lying in the southeasterly part of the refuge, being all of the marsh islands known as Rock Islands in Little Bay west of Middle Thorofare; and all of the islands or parts of islands lying west of the southeast refuge boundary, as now surveyed across Marsh Elder Island, north of Brigantine Channel, east of Middle Thorofare, and south of a line described as follows: Beginning at a corner in the east refuge boundary on the north side of Marsh Elder Island at Rack Point, a concrete post monument with bronze cap; thence northwest with the shore of Marsh Elder Island to the most northerly point thereof; thence northwesterly to the center of Big Mud Thorofare at the junction with Rack Thorofare; thence westerly with the center line of Big Mud Thorofare, approximately sixty-five (65) chains to a point opposite the most westerly north point of Marsh Elder Island; thence southwesterly crossing part of the large island between Little Mud Thorofare and Big Mud Thorofare, approximately twenty-five (25) chains to a point in a channel of Big Mud Thorofare north of an island in said thorofare; thence westerly with the center line of that channel and with the center line of Big Mud Thorofare, approximately fifty (50) chains to a point in said thorofare due east of Hospital Point; thence

west across part of the aforesaid island south of Little Mud Thorofare, approximately twenty-five (25) chains to a point in Little Mud Thorofare at the junction with Little Bay;

Excepting from said areas the southwesterly part of Marsh Elder Island, the use of which was granted to the Department of the Navy for defense training purposes.

§ 35.23 **Entry.** Entry on and use of the refuge for any purpose are governed by Parts 18 and 21 of this subchapter, and strict compliance therewith is required. Persons entering the refuge for the purpose of hunting shall use such routes of travel within the refuge as are designated by posting. The carrying or being in possession of firearms within the areas of the refuge not open to public hunting is prohibited: *Provided*, That firearms may be possessed or transported along designated routes of travel within unopened portions of the refuge when such firearms are unloaded and broken or properly encased. No hunter shall use or be in possession of rifled firearms or ammunition loaded with slugs, single balls, or with shot larger than Standard BB shot while hunting on the refuge.

§ 35.24 **Hunting licenses and permits.** Any person who hunts within the refuge must have on his person and exhibit at the request of any authorized Federal or State officer whatever license is required by the State of New Jersey, and, if hunting migratory waterfowl and being over sixteen years of age, a properly validated migratory-bird hunting stamp. The said license and stamp shall serve as a Federal permit for hunting on the refuge.

§ 35.25 **Dogs.** Each person hunting on the public shooting grounds will be permitted to take his hunting dogs, not to exceed two in number, upon such grounds for the purpose of retrieving dead or wounded birds, but such dogs shall not be permitted to run at large on the public shooting grounds or elsewhere on the refuge.

§ 35.26 **State cooperation.** State cooperation may be enlisted in the regulation, management, and operation of the public hunting areas, and the State may promulgate such special regulations as may be necessary for such regulation, management, and operation. In the event such State regulations are issued, compliance therewith shall be a requisite to the lawful entry for the purpose of hunting.

Dated: September 2, 1952.

O. H. JOHNSON,
Acting Director.

[F. R. Doc. 52-9795; Filed, Sept. 8, 1952; 8:46 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF THE TREASURY

Bureau of Customs

[19 CFR Part 13]

"CLEAN CONTENT" OF IMPORTED WOOL AND HAIR

NOTICE OF PROPOSED RULE MAKING

Notice is hereby given that, pursuant to section 251 of the revised statutes and paragraphs 1101-1104 and section 624 of the Tariff Act of 1930, as amended (19 U. S. C. 86, 1001, 1624), it is proposed to issue instructions amending the definition in § 13.11 (a) (1), Customs Regulations of 1943 (19 CFR 13.11 (a) (1)), of "clean content" of imported wool and hair to be used in assessing duties, and the provisions of § 13.14, Customs Regulations of 1943 (19 CFR 13.14), relating to the ascertainment of such "clean content", the terms of which proposed instructions, in tentative form, are as follows:

The United States Court of Customs and Patent Appeals in its decision in *United States v. Fred Whitaker Co., Inc.* (decided June 24, 1952), 40 C. C. P. A. —, affirming *Fred Whitaker Co., Inc. v. United States* (1951), C. D. 1365, has ruled that the expression "clean content" contained in paragraph 1102 (b), Tariff Act of 1930 (19 U. S. C. 1001, par. 1102 (b)), was intended by Congress to mean the "commercial yield" of imported wool, that is, as the court stated, "the wool from which all the weight of grease and foreign material has been removed, including the wool fibers which are unavoidably and irrevocably lost" as a result of commercially applied cleaning processes.

In order to reflect the decision announced by the Court of Customs and Patent Appeals in this case, the definition of "clean content" of imported wool and hair contained in § 13.11 (a) (1), Customs Regulations of 1943 (19 CFR 13.11 (a) (1)), is amended to prescribe that wool or hair fibers ordinarily lost during commercial cleaning operations shall not fall within the meaning of that expression, and § 13.14, Customs Regulations of 1943 (19 CFR 13.14), is amended to prescribe a method based on the best available information, for ascertaining in connection with the examination of imported wool and hair the allowances to be made for the estimated ordinary loss of such fibers. This method is designated to produce uniform and reasonably accurate allowances which are applicable to each type and condition of imported wool and hair.

1. Section 13.11 Definitions, paragraph (a) (1), Customs Regulations of 1943 (19 CFR 13.11 (a) (1)), as amended, is hereby further amended by adding at the end thereof the following new sentence: "Clean content," as defined in this subparagraph, shall not include the quantity of any wool or hair fibers ordinarily lost during commercial cleaning operations."

2. Section 13.14, Customs Regulations of 1943 (19 CFR 13.14), as amended, is

hereby further amended by deleting the asterisk at the end of paragraph (e) and by adding the following new paragraph (f):

§ 13.14 Weighing, sampling, and laboratory testing for clean content. . . .

(f) In the determination of the clean content of any general sample taken in accordance with this section, an allowance in weight shall be made for wool or hair fibers which it is estimated will be lost ordinarily during commercial cleaning operations. For each general sample the scoured yield of the imported wool or hair and the quantity of vegetable matter present in the general sample shall be ascertained. The weight of the vegetable matter shall be subtracted from the weight of the scoured yield, and the difference shall be considered the weight of the clean fibers present in the imported wool or hair. The allowance for the quantity of wool or hair fibers estimated to be lost ordinarily during commercial cleaning operations shall be computed by making a base allowance of five one-thousandths (0.005) of the ascertained weight of the clean wool or hair fibers present and an additional allowance of six-tenths (0.6) of a pound for each pound of ascertained vegetable matter: *Provided*, That the combined allowance for such estimated commercial cleaning loss of fibers shall not exceed 15 per centum of the ascertained weight of the clean wool or hair fibers."

This notice is published pursuant to section 4 of the Administrative Procedure Act (5 U. S. C. 1003). Prior to the issuance of the proposed instructions, consideration will be given to any relevant data, views, or arguments pertaining thereto which are submitted in writing to the Commissioner of Customs, Bureau of Customs, Washington 25, D. C., and received not later than 30 days from the date of publication of this notice in the FEDERAL REGISTER. No hearing will be held.

[SEAL]

FRANK DOW,
Commissioner of Customs.

Approved: August 29, 1952.

JOHN S. GRAHAM,
Acting Secretary of the Treasury.

[P. R. Doc. 52-9839; Filed, Sept. 8, 1952;
8:52 a. m.]

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[7 CFR Part 931]

[Docket No. AO-229-A1]

HANDLING OF MILK IN CEDAR RAPIDS-IOWA CITY MARKETING AREA

NOTICE OF RECOMMENDED DECISION AND OPPORTUNITY TO FILE WRITTEN EXCEPTIONS WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND TO ORDER AMENDING ORDER

Pursuant to the provisions of the Agricultural Marketing Agreement Act of

1937, as amended (7 U. S. C. 601 et seq.), and the applicable rules of practice and procedure, as amended, governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of the recommended decision of the Assistant Administrator, Production and Marketing Administration, United States Department of Agriculture, with respect to a proposed amendment to the tentative marketing agreement and to the order, regulating the handling of milk in the Cedar Rapids-Iowa City marketing area. Interested parties may file written exceptions to this decision with the Hearing Clerk, United States Department of Agriculture, Washington 25, D. C., not later than the close of business the 3rd day after publication of this decision in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

The material issues on the record related to (1) increasing the level of the Class I differentials, (2) revising the list of plants whose prices are used in determining the Class II price, and (3) whether the facts presented on the record warrant the omission of a recommended decision and exceptions thereto.

Findings and conclusions. The following findings and conclusions on these issues are based upon the evidence introduced at the hearing and the record pertaining thereto.

(1) *Class I price differentials.* The Class I price differentials should be revised upward.

The record evidence indicates that there is a likelihood of a wide-spread shift of milk away from the market unless steps are taken to increase the level of Class I prices relative to those in effect in surrounding markets, especially the Quad Cities and Dubuque markets. The supply area of the market also overlaps that of several other cities which have consistently paid higher prices than those in effect in the Cedar Rapids-Iowa City market during the past year.

In recent months Quad Cities handlers have been actively soliciting producers who are shipping to plants located in Iowa City. Many of these producers are located as close to the Quad Cities as they are to Iowa City, and producers for both markets are intermingled in this area. Several of these producers have indicated their intention of withdrawing from Iowa City and commencing the shipment of milk to Quad Cities unless an immediate upward adjustment in prices is made.

In the northeast portion of the milkshed, Cedar Rapids handlers compete for producers with handlers for Dubuque and Quad Cities. The record evidence indicates that recently handlers in the Quad Cities have been very active in this area in soliciting producers.

Because of the overlapping of the supply area with the supply areas of surrounding markets, and the competitive situation, it is desirable to maintain a level of the Class I price for this market in close relationship to neighboring markets, particularly the Quad Cities and Dubuque markets. Under these con-

ditions, the lack of price alignment with other markets is likely to encourage uneconomic shifting of producers between handlers and markets and result in disorderly marketing conditions.

Although at the time this order became effective in September 1951 the Class I price was 10 cents under the Quad Cities order Class I price, this relationship was changed in subsequent months, and during the period of January through August 1952, the Class I price was 23 to 58 cents under the Quad Cities price. An important factor in the difference in prices in the two markets is the provision under the Quad Cities order, effective December 1, 1951, that the Quad Cities Class I price shall not be less than 20 cents over the Chicago Class I price in the 70 mile zone.

The price relationship between the Cedar Rapids-Iowa City market and the Quad Cities market has also been affected by the amendment to the Chicago order effective July 1, 1952, which generally increased the Class I price differentials under that order. The supply-demand adjustment factor under the Chicago order also affects the Quad Cities price. The Quad Cities price in turn affects the Dubuque Class I price, since by amendment to the Dubuque order effective July 1, 1952, the Class I price for that market is 10 cents under the Quad Cities price.

Producers requested that the Class I price for this market be the same as under the Quad Cities order. Handlers recommended a temporary increase over present order price provisions of 15 cents per hundredweight. On the basis of record evidence it appears that to maintain orderly marketing conditions it is desirable to have the same pattern of seasonal changes in the Class I price as in the Quad Cities market, and a closer alignment of the level of prices than has existed in recent months. The Class I price differentials should accordingly be adjusted upwards 5 cents for the first half of the year and 10 cents during the second half, with the exceptions of April and December, which would be increased and decreased 25 and 20 cents respectively, to preserve the similarity with the Quad Cities price pattern based on the new Chicago order Class I price differentials. This would restore approximately the relationship existing when this order was instituted. In addition, a temporary adjustment is needed to offset the expected effect of the Chicago order supply-demand factor on the Quad Cities price. The additional adjustment needed for this purpose is estimated to be 15 cents, and this amount should be added from the effective date of the amending order through April 1953 so as to assure a price comparable with surrounding markets during the period when most active competition for producers may be expected throughout the supply area.

It would appear desirable to establish a supply-demand price factor under this order based on conditions in the Cedar Rapids-Iowa City area rather than on conditions in the Chicago market. However, the record does not provide sufficient data on which such a supply-demand adjustment could be based. The temporary 15-cent addition

to the Class I price may be expected to result in a reasonable relationship with prices in surrounding markets through April 1953. It appears desirable that a further hearing for the purpose of considering all aspects of the supply and demand situations in this market should be held so as to develop a suitable automatic supply-demand adjustment factor for subsequent periods.

2. *List of manufacturing plants.* The plant at Waverly, Iowa, operated by the Carnation Company, should be added to the list of milk manufacturing plants in § 931.50 (b) (1).

Producers requested addition of the plant of the Carnation Company at Waverly, Iowa, to the list of milk manufacturing plants used in computing one of the alternative formulas for the Class II price. The addition of the Waverly plant would make this list identical with the list used for the same purpose under the Quad Cities and Dubuque orders. This would also affect the Class I price inasmuch as the Class I price is determined under the order by adding the price differentials to the Class II price.

The list now includes six Illinois plants, and the addition of the Waverly, Iowa, plant would make the list more representative of conditions throughout the milkshed. Based on experience in recent months, the inclusion of this plant would from time to time cause differences of a few cents in the average of the paying prices. Although the addition of this plant may not be expected to make much change in the annual level of prices for this market, it is desirable to have the same list of plants in this order as in the Quad Cities order because of the similar conditions in the production areas and the desirability of maintaining alignment of the prices in the two markets.

3. *Omission of recommended decision.* The facts in the record do not show that a recommended decision in this matter must be omitted.

General findings. (a) The proposed marketing agreement and the order amending the order and all of the terms and conditions thereof will tend to effectuate the declared policy of the act:

(b) The parity prices for milk as determined pursuant to section 2 of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply of and demand for milk in the marketing area, and the minimum prices specified in the proposed marketing agreement and the order amending the order are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk and be in the public interest; and

(c) The proposed order amending the order, will regulate the handling of milk in the same manner as and will be applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which a hearing has been held.

Rulings on proposed findings and conclusions. Every point covered in the briefs filed by interested parties was carefully considered along with the record evidence in making the findings and reaching the conclusions hereinbefore

set forth. To the extent that the findings and conclusions proposed in the briefs are inconsistent with the findings and conclusions contained herein, the request to make such findings or to reach such conclusions is denied on the bases of the facts found and stated in connection with the conclusions in this decision.

Recommended marketing agreement and amendment to the order. The following order amending the order, regulating the handling of milk in the Cedar Rapids-Iowa City marketing area, is recommended as the detailed and appropriate means by which the foregoing conclusions may be carried out. The recommended marketing agreement is not included in this decision because the regulatory provisions thereof would be identical with those contained in the order, as hereby proposed to be amended.

1. Delete § 931.50 (a) and substitute:

(a) *Class I milk.* The price for Class II milk for the previous delivery period plus the following premiums during the delivery periods indicated:

December through April.....	\$0.85
May, June.....	.65
July through November.....	1.15

Provided, That for the period October 1952 through April 1953, 15 cents shall be added to the indicated premiums.

2. In the list of plants in § 931.50 (b) (1) insert "Carnation Co., Waverly, Iowa."

Filed at Washington, D. C., this 3d day of September 1952.

[SEAL] ROY W. LENNARTSON,
Assistant Administrator.

[F. R. Doc. 52-9813; Filed, Sept. 8, 1952;
8:49 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 3]

[Docket No. 10314]

TELEVISION BROADCAST STATIONS

TABLE OF ASSIGNMENTS

In the matter of amendment of § 3.606 *Table of assignments*, rules governing Television Broadcast Stations; Docket No. 10314.

1. Notice is hereby given of proposed rule making in the above-entitled matter.

2. In a petition filed by David L. Lawrence, Mayor of the City of Pittsburgh on August 11, 1952, it is requested that the Commission amend § 3.606 *Table of assignments*, rules governing Television Broadcast Stations, so as to assign Channel 4 to Irwin, Pennsylvania. In the said petition it is alleged that:

In the Sixth Report and Order the Commission considered several proposals to assign Channel 4 in various communities in the Pittsburgh metropolitan area. None of these proposals could appropriately be granted because each of them was in violation of the minimum assignment separations established in the Sixth Report and Order and the Commission's rules and regula-

tions. As a result of the failure of the Commission to make an assignment in the Pittsburgh metropolitan area, a serious inefficiency in the use of spectrum space has arisen since, in a wide area on Channel 4 generally in the Pittsburgh metropolitan area, no television station will be permitted to be constructed and to operate. This resulting inefficiency in use of spectrum space is, of course, of serious consequence to the residents of the Pittsburgh metropolitan area who are highly desirous of receiving as many television signals as can be made available to them consistent with the Commission's rules and regulations. It is to be noted that if the request of petitioner is granted not only would a television station, intended to serve primarily the City of Irwin, be able to be constructed, but also under the Commission's rules other communities such as McKeesport, Braddock and Duquesne would be afforded an additional opportunity to secure a local television service from a local television station. Most important of all, however, is the fact that Channel 4 cannot be assigned, consistently with the Commission's rules, to any community in Pennsylvania larger than Irwin and to very few other communities at all.

3. In accordance with the said petition filed by David L. Lawrence and now made part of this docket, and it appearing that the petition complies with § 3.609

of the Commission's rules in that it proposes an assignment of a television channel in a community which is not listed in the Table and is not within 15 miles of a city so listed which proposed assignment complies with the minimum separations set forth in the Commission's rules and does not require any deletions or substitutions of channels in any community listed in the Table, it is proposed to change § 3.606 Table of assignments, rules governing Television Broadcast Stations by adding the assignment of VHF Channel 4 to Irwin, Pennsylvania.

4. In light of this change the Table of Assignments contained in § 3.606 of the Commission's rules and regulations would be amended with respect to the cities listed below to read as follows:

City	Channel No.
District of Columbia: Washington, D. C.	4-, 5, 7-, 9-, 20+, *26-
Ohio: Columbus	4-, 6+, 10+, *34, 40-
Pennsylvania: Irwin	4+

* These changes, required by the proposed addition of Channel 4 at Irwin, Pa., are merely with respect to offset requirements of Channel 4 in Columbus, Ohio, and Washington, D. C.

5. The purpose of the proposed amendment is to provide a television channel assignment in the community named in paragraph 3 above not otherwise available under the rules.

6. Authority for the adoption of the proposed amendment is contained in

sections 4 (f), 301, 303 (c), (d), (f), and (r) and 307 (b) of the Communications Act of 1934 as amended.

7. Any interested party who is of the opinion that the proposed amendment should not be adopted or should not be adopted in the form set forth herein may file with the Commission on or before September 19, 1952, a written statement or brief setting forth his comments. Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 10 days from the last day for filing said original comments or briefs. The Commission will consider all such comments that are submitted before taking action in this matter, and if any comments appear to warrant the holding of a hearing or oral argument, notice of the time and place of such hearing or oral argument will be given.

8. In accordance with the provisions of § 1.764 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: August 28, 1952.

Released: September 2, 1952.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 52-9824; Filed, Sept. 8, 1952;
8:50 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

Bureau of Internal Revenue

[Operations Reorganization Order No. 3]

DISTRICT COMMISSIONER AND DIRECTORS DELEGATION OF AUTHORITY WITH RESPECT TO FUNCTIONS OF OFFICE

Pursuant to the authority vested in me as Assistant Commissioner of Internal Revenue:

1. *Delegation to District Commissioner.* There is hereby delegated to each District Commissioner of Internal Revenue the authority to perform, manage, administer, and provide technical direction of all functions which by this order and subsequent orders are vested in field offices of the Bureau of Internal Revenue within his district. In such capacity, such District Commissioner is vested with the responsibility for district policies, programs and procedures and for directing and coordinating the work of the Directors of Internal Revenue within his district. There shall be in the office of the District Commissioner the following positions: Assistant District Commissioner (Administrative); Assistant District Commissioner (Collections); Assistant District Commissioner (Audit); Assistant District Commissioner (Intelligence); Assistant District Commissioner (Alcohol and Tobacco Tax); Assistant District Commissioner (Appellate).

Without limiting the generality of the delegations made hereinabove to the District Commissioner, there are delegated to the District Commissioner and the Assistant District Commissioners the functions more particularly described in Exhibit A as set forth below.

2. *Limitations on authority.* The authority delegated in paragraph 1 shall not include the authority which, by Commissioner's Reorganization Order No. 2, or by other orders relating to the same authority, is vested in any Assistant District Commissioner, Appellate, or reserved to the Commissioner. Likewise, the authority delegated in paragraph 1 does not include the functions, relating to the assessment and collection of taxes and the accountability therefor, delegated to the Directors of Internal Revenue in paragraph 3 (a) of this order.

3. *Delegation to Directors.* (a) To insure the preservation of the right to maintain suit for the refund of taxes against a Director of Internal Revenue in the same manner as suits were maintained against his predecessor Collector, there are hereby delegated to each Director of Internal Revenue all functions relating to the assessment and collection of taxes and the accountability therefor of the predecessor office of Collector of Internal Revenue for the Collection District with respect to which such Director was appointed.

(b) In addition to the functions described in subparagraph (a) of this section, there are hereby delegated to each Director of Internal Revenue, subject to the exercise of appropriate authority by the District Commissioner, the following:

(i) All of the functions of the predecessor office of Collector of Internal Revenue not specifically delegated to such Director in subparagraph (a).

(ii) The functions previously performed by the Investigator in Charge (Alcohol and Tobacco Tax), the District Intelligence Division, and the Internal Revenue Agent in Charge, which relate to activities within the area constituting such Director's district.

Without limiting the delegations hereinabove made, the functions hereby delegated to each of such Directors include those more particularly described in Exhibit B as set forth below.

4. *Assistant Director of Internal Revenue.* There shall be in the office of each Director of Internal Revenue the position of Assistant Director of Internal Revenue. Such Assistant Director of Internal Revenue shall, in case of the sickness or absence of the Director, or in case of the temporary disability of the Director to discharge his duties, perform the functions of the Director; in case of a vacancy occurring in the office of the Director, the Assistant Director shall perform the functions of the Director.

until another Director is appointed, unless the Secretary of the Treasury shall direct such functions to be performed by such other employee as he may designate.

5. *Authority to redelegate.* The functions herein transferred to the District Commissioner and the Directors of Internal Revenue may, within the framework of the organization described in Exhibits A and B as set forth below, be delegated by each to subordinates within his district in such manner as he shall from time to time direct.

6. *Continuing duties.* (a) Notwithstanding any Treasury Department Order abolishing the offices of Deputy Collector, the individuals occupying the positions of Deputy Collectors immediately prior to the effective date of such order shall, until changed by appropriate authority, continue to perform the functions they were authorized to perform at such time and to perform such functions in accordance with authorized regulations and procedures in effect at such time. Such individuals shall have the operating title of "Internal Revenue Agent."

(b) All officers and employees now or hereafter assigned as collection officers shall have the functions provided under the Internal Revenue Code, and regulations adopted pursuant thereto, for deputy collectors; all officers and employees now or hereafter assigned as examining officers shall have the functions provided under such Code and regulations for internal revenue agents; and all officers and employees now or hereafter assigned as inspectors (Alcohol and Tobacco tax) or storekeeper-gaugers (Alcohol and Tobacco tax) shall have the functions provided under such Code and regulations for such officers and employees.

7. *Continuation of functions.* Pending the issuance of further instructions, all officers and employees within the District (including all officers and employees within the jurisdiction of the Directors of Internal Revenue) shall continue to perform the functions they were authorized to perform immediately prior to the effective date of this order, and to comply with procedures in effect at such time.

8. *Effective date.* This order shall be effective with respect to each District Commissioner and Director upon the entrance on duty of such official, except that the provisions hereof (other than the provisions of paragraph 6 (b) hereof and paragraph 7 of Exhibit A) shall not be applicable within the Chicago District or the New York City District, to which districts Commissioner's Reorganization Order No. Chi-1 and Commissioner's Reorganization Order No. NYC-1, respectively, shall continue to apply, as modified by paragraph 6 (b) hereof and paragraph 7 of Exhibit A.

Dated: September 4, 1952.

[SEAL] T. C. ATKESON,
Acting Assistant Commissioner.

Approved:

JUSTIN F. WINKLE,
Acting Commissioner.

EXHIBIT A

FUNCTIONS OF OFFICE OF DISTRICT COMMISSIONER

1. *District Commissioner.* Responsible within established policies and procedures for the administration of all Internal Revenue laws and related statutes, including those more particularly described herein-after, within the district; supervises and coordinates the work of the several Directors of Internal Revenue within the district; responsible for the activities relating to personnel, training, information and office services; prepares budget estimates, allots and controls funds for the district.

2. *Assistant District Commissioner, Administrative.* Under the District Commissioner plans and directs the activities of the headquarters office and field administrative divisions. Responsible for budgetary functions, personnel matters, space allocations and purchasing of supplies and equipment, training programs and preparation of necessary statistics.

3. *Assistant District Commissioner, Collection.* Under the District Commissioner plans and directs the activities of the headquarters office of the Collection Division and assists in planning and coordination of collection activities in the District's field offices; maintains technical and advisory contact with the field offices.

4. *Assistant District Commissioner, Audit.* Under the District Commissioner plans and directs the activities of the headquarters office of the Audit Division and assists in planning and coordination of the field activities relating to investigation of all tax returns, collection of delinquent accounts and canvassing for delinquent returns; maintains technical and advisory contact with the field offices.

5. *Assistant District Commissioner, Intelligence.* Under the District Commissioner plans and directs the activities of the headquarters office and plans and coordinates activities of the field Intelligence Division; responsible for planning programs and policies relating to tax fraud investigations (other than alcohol and tobacco tax cases), investigations of charges against persons enrolled to practice before the Treasury Department and of applicants for enrollment, and of such other special investigations as the Commissioner may direct; review of reports submitted by special agents in his district.

6. *Assistant District Commissioner, Alcohol and Tobacco Tax.* Under the District Commissioner is responsible, within the District, for the administration and enforcement of the internal revenue laws relating to alcohol, alcoholic beverages and tobacco, the Federal Alcohol Administration Act, the National and Federal Firearms Acts, the Liquor Enforcement Act of 1936, the shipment of liquor in interstate commerce, the Act of August 9, 1939, as it relates to firearms, and for the investigation of Bureau of Internal Revenue cases involving claims against the United States under the Federal Tort Claims Act. More specifically, is charged with the supervision and regulation of the liquor and tobacco industries; approval and denial of bonds, permits, plans and plans; the determination of liquor and tobacco taxes and penalties; and the investigation, detection, and prevention of violations of laws relating to alcoholic liquors, tobacco and firearms, including general supervision over the activities of all agents and employees engaged in the enforcement of such laws.

7. *Assistant District Commissioner, Appellate.* (a) Under the District Commissioner (except as provided in Commissioner's Reorganization Order No. 2), plans, directs, and coordinates the appellate activities of the District.

(b) Under direct delegation from the Commissioner: (1) Exercises exclusive au-

thority to determine the tax liability in Federal income, profits, estate, gift, excise (other than alcohol, tobacco, narcotics, and firearms), and employment tax cases originating in the office of a Director of Internal Revenue situated within the District and not docketed in The Tax Court of the United States, in which the taxpayer has protested the determination of tax liability made by the Director and has requested consideration by the Appellate Division; and (2) Exercises exclusive authority to settle, with the concurrence of Appellate Counsel, any case docketed in the Tax Court and calendared for hearing within the District: *Provided*, That he will not eliminate the ad valorem fraud or negligence penalty except with the concurrence of Appellate Counsel; act in any case in which criminal prosecution is under consideration; or modify any determination of an issue under Section 722 except with concurrence of the Excess Profits Tax Council.

(c) With respect to such taxes, exercises exclusive authority with respect to Closing Agreements for past years considered under section 3760 and rejections of Offers in Compromise involving tax liability in excess of \$5,000 considered under section 3761. Insofar as the District is concerned, exercises final approval authority on acceptance of Offers in Compromise involving tax liability in excess of \$5,000. Signs on behalf of the Commissioner all statutory notices issued by the Appellate Division.

EXHIBIT B

FUNCTIONS OF OFFICE OF DIRECTOR OF INTERNAL REVENUE

1. *Director of Internal Revenue.* Responsible for the execution of established policies and procedures covering the assessment and collection of all Internal Revenue taxes; sale of revenue stamps, and the enforcement of all Internal Revenue laws and related statutes within the district; supervises and coordinates the work of the several field divisions and branch offices; responsible for the activities relating to personnel, training programs, information and office services; prepares budget estimates, controls funds for the district; and for the receipt of all types of tax returns and adequate service to the public. Such functions are hereinafter more particularly described and shall be performed through the heads of the following divisions to be established in his office.

2. *Administrative Division.* Responsible for supervision and coordination of: All activities relating to personnel, training, information, office services, communications (including teletype), requests for space and operating reports within the division.

3. *Collection Division.* Responsible for the receipt of all tax returns and funds tendered in payment of all taxes; the administration of all taxpayer's accounts, general accounting and the processing of returns; the preparation of the accounting documents required to effect the transfer of funds erroneously received and deposited; the direction, supervision and coordination of the activities of the divisions and field offices.

4. *Audit Division.* Responsible for the examination of all classes of tax returns (except alcohol and tobacco tax), the collection of delinquent accounts with all related duties and canvassing for delinquent returns.

5. *Intelligence Division.* Responsible for the investigation of tax fraud, enrollment, and other types of cases delegated to the Intelligence Division, and the preparation of prosecution and tax reports thereon; for operation of special racketeer tax drive and approval of all such cases for closing; and enforcement of the wagering tax law.

Makes appropriate recommendations covering prosecution, fraud penalty, and civil liability features of cases. Assists U. S. Attorneys in court trial of cases.

Reviews reports submitted by special agents with a view to determining whether the special agent's report is complete and his recommendation is sound.

6. *Alcohol and Tobacco Tax Division.* Under the direct supervision of the Director, is responsible for the investigation, prevention, and detection of wilful and/or fraudulent substantive violations of the Internal Revenue liquor and tobacco laws, the Federal Alcohol Administration Act, the Liquor Enforcement Act of 1936, the National and Federal Firearms Acts, the act of August 9, 1939, as it relates to firearms, the regulations promulgated thereunder and related statutes; the apprehension of violators against such laws and the submission of evidence adduced to U. S. Attorneys for criminal prosecution and to the District Commissioner's office for administrative action; the seizure, custody, forfeiture, and disposition of contraband or other property seized under the Internal Revenue liquor and tobacco laws, the National and Federal Firearms Acts, and the act of August 9, 1939; the enforcement of the laws and regulations for the control of the flow of raw materials used in the manufacture of distilled spirits; the investigation of Bureau of Internal Revenue cases involving possible claims against the United States under the Federal Tort Claims Act; the inspection of retail liquor establishments and for the direction of the activities of officers assigned to his district.

[F. R. Doc. 52-9840; Filed, Sept. 8, 1952; 8:52 a. m.]

[Operations Reorganization Order No. Balt-1]
BALTIMORE DISTRICT: DISTRICT COMMISSIONER AND DIRECTORS

INTERIM DELEGATION OF AUTHORITY WITH RESPECT TO SUPERVISION OVER OFFICE OPERATIONS OUTSIDE DISTRICT

Pursuant to the authority vested in me as Assistant Commissioner of Internal Revenue, it is directed that:

1. In addition to the authority delegated to the District Commissioner for the Baltimore District by Operations Reorganization Order No. 3, the District Commissioner for the Baltimore District is hereby vested with general supervision over the operations of the following offices with respect to areas outside of such District:

(a) The Washington District Intelligence Division (comprised of the States of Maryland, North Carolina, Virginia, and West Virginia and the District of Columbia).

(b) The Alcohol and Tobacco Tax Supervisory District No. 5 (comprised of the States of Maryland, North Carolina, Virginia, and West Virginia, and the District of Columbia);

(c) The Atlantic District of the Appellate Division (comprised of the States of Delaware, Maryland, North Carolina, and Virginia, and the District of Columbia), subject, however, to the provisions of Commissioner's Reorganization Order No. 2 (relating to the functions of the Appellate Division).

(d) The Internal Revenue Agent in Charge, Baltimore District (comprised of the States of Delaware and Maryland, and the District of Columbia).

2. In addition to the authority delegated to the Director of Internal Revenue, Baltimore, by Operations Reorgan-

ization Order No. 3, such Director is hereby vested with general supervision over the operation of the Internal Revenue Agent in Charge, Baltimore District, with respect to functions pertaining to areas outside of the Collection District of Maryland.

3. Notwithstanding the provisions of Operations Reorganization Order No. 3 (General delegation of functions to District Commissioner and Directors), the District Commissioner shall have no jurisdiction over any function pertaining to Puerto Rico with respect to which general supervision has been vested by Commissioner's Reorganization Order No. NYC-2 in the District Commissioner for the New York City District.

4. Pending the issuance of further instructions, officers, agencies and employees of the offices listed in paragraph 1 shall continue to perform the functions they were authorized to perform immediately prior to the effective date of this order in accordance with authorized regulations and procedures in effect at such time.

5. This order shall be effective as of 12:01 a. m., September 8, 1952.

Dated: September 4, 1952.

[SEAL] T. C. ATKESON,
Acting Assistant Commissioner.

[F. R. Doc. 52-9841; Filed, Sept. 8, 1952; 8:52 a. m.]

Office of the Secretary

[Treasury Department Order No. 150-6]

**BUREAU OF INTERNAL REVENUE:
REORGANIZATION**

ABOLITION OF OFFICES OF COLLECTORS AND DEPUTY COLLECTORS OF MARYLAND, VIRGINIA AND WEST VIRGINIA COLLECTION DISTRICTS; ESTABLISHMENT OF OFFICES OF DISTRICT COMMISSIONER AND DIRECTORS OF INTERNAL REVENUE

By virtue of the authority vested in me as Secretary of the Treasury by Reorganization Plan No. 26 of 1950 and Reorganization Plan No. 1 of 1952:

1. *Abolition of existing offices.* The abolition of the offices of Collector of Internal Revenue and Deputy Collector for the Maryland, Virginia and West Virginia Collection Districts shall become effective as of 12 o'clock midnight, September 7, 1952.

2. *Establishment of District Commissioner.* Effective as of 12:01 a. m., September 8, 1952, there is hereby established an office of District Commissioner of Internal Revenue, which shall be known as the Baltimore District, and which shall be comprised of Puerto Rico, Virgin Islands of the United States, the District of Columbia, and the States of Maryland, Virginia, and West Virginia.

3. *Location of headquarters.* The headquarters office shall be located in the City of Baltimore, Maryland.

4. *Establishment of Offices of Director of Internal Revenue.* Effective as of 12:01 a. m., September 8, 1952, there are hereby created the following offices within the Baltimore District:

(a) Director of Internal Revenue for the Collection District of Maryland (as presently constituted). The headquarters of such office shall be located in Baltimore, Maryland and the office shall have the operating title of Director of Internal Revenue, Baltimore.

(b) Director of Internal Revenue for the Collection District of Virginia (as presently constituted). The headquarters of such office shall be located in Richmond, Virginia, and the office shall have the operating title of Director of Internal Revenue, Richmond.

(c) Director of Internal Revenue for the Collection District of West Virginia (as presently constituted). The headquarters of such office shall be located in Parkersburg, West Virginia, and the office shall have the operating title of Director of Internal Revenue, Parkersburg.

Dated: September 4, 1952.

[SEAL] E. H. FOLEY,
Acting Secretary of the Treasury.

[F. R. Doc. 52-9842; Filed, Sept. 8, 1952; 8:53 a. m.]

DEPARTMENT OF THE INTERIOR

Office of the Secretary

[Order 2704]

ASSISTANT ADMINISTRATOR AND CHIEF ENGINEER, BONNEVILLE POWER ADMINISTRATION

DELEGATION OF AUTHORITY WITH RESPECT TO DUTIES OF ACTING ADMINISTRATOR

SECTION 1. Acting Administrator. (a) The Assistant Administrator of the Bonneville Power Administration shall perform the duties of the Administrator in case of the death, resignation, absence, or sickness of the Administrator.

(b) The Chief Engineer of the Bonneville Power Administration shall perform the duties of the Administrator in case of the simultaneous unavailability of the Administrator and the Assistant Administrator, except on such occasions as the Administrator may designate in writing another person, from among available heads of divisions or offices, to perform such duties in the absence of the Administrator.

(c) In event of the simultaneous unavailability of the Administrator, Assistant Administrator, and Chief Engineer and failure of the Administrator to make a designation under subsection (b) of this section, the duties of the Administrator shall be performed by the last Acting Administrator then present in the main office of the Bonneville Power Administration.

(d) The officer acting under authority of this section shall sign documents under the title "Acting Administrator."

(5 U. S. C. 1946 ed. sec. 22, Reorg. Plan No. 3 of 1950, and 16 U. S. C. 1946 ed. sec. 8231)

JOEL D. WOLFSOHN,
Acting Secretary of the Interior.

AUGUST 29, 1952.

[F. R. Doc. 52-9797; Filed, Sept. 8, 1952; 8:46 a. m.]

ARKANSAS

NOTICE RELATING TO PUBLIC LAND ORDER NO. 834 RESERVING PUBLIC LANDS IN ARKANSAS FOR FOREST-MANAGEMENT PURPOSES

Public Land Order No. 834 of May 23, 1952 (17 F. R. 4948), reserved for forest-management purposes the public lands comprising approximately 112,000 acres in various townships in Arkansas under the jurisdiction of the Secretary of the Interior in furtherance of the purposes and objectives of the acts of March 29, 1944, 58 Stat. 132 (16 U. S. C. 583, 583a-1) and July 31, 1947, 61 Stat. 681 (43 U. S. C. 1185-1187), relating to forestry management.

No objection filed pursuant to the notice of May 23, 1952 (17 F. R. 4957), allowing 30 days for the filing of objections to the above order, has been deemed sufficient in nature to warrant either the holding of a public hearing or the revocation or modification of the order.

Therefore, the order will stand as issued.

JOEL D. WOLFSOHN,
Assistant Secretary of the Interior.
SEPTEMBER 3, 1952.

[F. R. Doc. 52-9796; Filed, Sept. 8, 1952; 8:46 a. m.]

DEPARTMENT OF COMMERCE

National Production Authority

[Suspension Order 12, Docket No. 12]

ALSCO, INC. ET AL.
SUSPENSION ORDER

Under reference and delegation by Chief Hearing Commissioner Walter H. Foster to the undersigned Hearing Commissioner, the petition filed by the above named respondents on July 5, 1952, for modification of the suspension order heretofore issued in the above-entitled matter on April 15, 1952, has been duly heard upon the evidence and submitted.

Upon due consideration of said petition and evidence, said Hearing Commissioner has found that full recoupment of the amount of aluminum used by said respondents in violation of orders and regulations of the National Production Authority, as shown by said suspension order, will have been had by September 15, 1952, and that by reason thereof said Suspension Order No. 12 should be modified, cancelled, and terminated on and as of said 15th of September 1952.

It is accordingly hereby ordered that said Suspension Order No. 12 be, and the same is, hereby modified, cancelled, and terminated, to be effective on and as of September 15, 1952.

It is further hereby ordered that said petitioners (respondents) shall be allotted and shall be permitted to order and receive all aluminum to which they will at that date be entitled, as the residue of the various allotments for the third quarter of 1952 heretofore withdrawn and withheld from them by virtue of said suspension order to wit, 15 percent of each allotment, before said 15th of September 1952, but that they shall

not process nor put the same into production until after said date.

It is further hereby ordered that said petitioners (respondents) shall be allotted, and shall be entitled to order and receive all aluminum which, but for said suspension order, would have been allotted to them for the 4th quarter of 1952, before the 30th of September 1952, but that they shall not process nor put the same into production until after said date.

Dated and issued at Cleveland, Ohio, August 21, 1952.

NATIONAL PRODUCTION
AUTHORITY,
By HARRISON W. EWING,
Hearing Commissioner.

[F. R. Doc. 52-9922; Filed, Sept. 8, 1952; 11:03 a. m.]

[Suspension Order 26; Docket No. 26]

ROY G. MILLER, INC., AND
WALTER E. EKBLAW
SUSPENSION ORDER

A hearing having been held in the above-entitled matter on the 29th day of July 1952 before Palmer D. Edmunds, a Hearing Commissioner of the National Production Authority, on a statement of charges made by the General Counsel, National Production Authority, in accordance with the National Production Authority's General Administrative Order 16-06 (16 F. R. 8628) dated July 21, 1951, and Implementation 1 to National Production Authority's General Administrative Order 16-06 (16 F. R. 8799); and

The respondents, Roy G. Miller, Inc., and Walter E. Ekblaw, having been duly apprised of the specific violations charged and having been informed of the rules and procedures which govern these proceedings, and having filed answers to the charges by the Messrs. Albert E. Jenner, Jr., James A. Sprowl, and Wesley G. Hall, their attorneys, 11 South LaSalle Street, Chicago, Ill., and testimony having been taken and other evidence having been presented before the Hearing Commissioner in support of, and in defense of, and in opposition to, the statement of charges; and

Upon motion of the complainant that Charges #11 and #12 be dismissed from the statement of charges and that Charge #4 be amended so as to read "on or about October 3, 1951" in lieu of "on or about August 16, 1951", said motions having been consented to by the respondents and an order thereon entered by the Hearing Commissioner, it is hereby determined:

Findings of fact: 1. Roy G. Miller, Inc., is a corporation organized and existing under the laws of the State of Illinois, has its usual place of business in Monmouth, Ill., and is engaged in the manufacture of agricultural buildings and equipment, farm machinery equipment, and other related metal items; that Walter E. Ekblaw, is president of the corporation, and is acting executive head of the business.

2. On or about September 18, 1951, the corporate respondent herein committed

acts prohibited in section 17 (a) of National Production Authority Regulation 2, dated October 3, 1950, as amended September 13, 1951, in disposing of 61,600 pounds of sheet steel obtained by the application of a DO rating, for purposes other than that for the priority assistance given.

3. On or about August 16, 1951, the corporate respondent herein committed acts prohibited in section 17 (b) of CMP Regulation No. 1, dated May 3, 1951, in disposing of 96,745 pounds of sheet steel obtained pursuant to an allotment, for purposes other than those authorized.

4. On or about August 16, 1951, the corporate respondent herein committed acts prohibited in section 17 (b) of CMP Regulation No. 1, dated May 3, 1951, in disposing of 91,400 pounds of sheet steel obtained pursuant to an allotment, for purposes other than those authorized.

5. On or about October 3, 1951, the corporate respondent herein committed acts prohibited in section 17 (b) of CMP Regulation No. 1, dated May 3, 1951, in disposing of 80,510 pounds of sheet steel obtained pursuant to an allotment, for purposes other than those authorized.

6. On or about August 21, 1951, the corporate respondent herein committed acts prohibited in section 17 (b) of CMP Regulation No. 1, dated May 3, 1951, in disposing of 54,520 pounds of sheet steel obtained pursuant to an allotment, for purposes other than those authorized.

7. On or about August 23, 1951, the corporate respondent herein committed acts prohibited in section 17 (b) of CMP Regulation No. 1, dated May 3, 1951, and section 17 (d) of CMP Regulation No. 1, as amended by Amendment 3, dated August 22, 1951, in disposing of 83,340 pounds of sheet steel obtained pursuant to an allotment, for purposes other than those authorized.

8. On or about August 28, 1951, the corporate respondent herein committed acts prohibited in section 17 (b) of CMP Regulation No. 1, dated May 3, 1951, and section 17 (d) of CMP Regulation No. 1, as amended by Amendment 3, dated August 22, 1951, in disposing of 80,695 pounds of sheet steel obtained pursuant to an allotment, for purposes other than those authorized.

9. On or about August 31, 1951, the corporate respondent herein committed acts prohibited in section 17 (b) of CMP Regulation No. 1, dated May 3, 1951, and section 17 (d) of CMP Regulation No. 1, as amended by Amendment 3, dated August 22, 1951, in disposing of 92,830 pounds of sheet steel obtained pursuant to an allotment, for purposes other than those authorized.

10. On or about September 4, 1951, the corporate respondent herein committed acts prohibited in section 17 (b) of CMP Regulation No. 1, dated May 3, 1951, and section 17 (d) of CMP Regulation No. 1, as amended by Amendment 3, dated August 22, 1951, in disposing of 100,345 pounds of sheet steel obtained pursuant to an allotment, for purposes other than those authorized.

11. On or about September 12, 1951, the corporate respondent herein committed acts prohibited in section 17 (b) of CMP Regulation No. 1, dated May 3, 1951, and section 17 (d) of CMP Regu-

lation No. 1, as amended by Amendment 3, dated August 22, 1951, in disposing of 32,960 pounds of sheet steel obtained pursuant to an allotment, for purposes other than those authorized.

12. On or about July 30 and August 29, 1951, the corporate respondent herein committed acts prohibited by section 26 of CMP Regulation No. 1, dated May 3, 1951, in that it furnished false information in the course of its operation under CMP Regulation No. 1 by filing with the National Production Authority on its Form CMP 4-B, entitled "Application for Allotment of Controlled Materials" for the 4th quarter 1951, grossly exaggerated statements with respect to the value of its shipments for the period July 1949 to June 1950 for the product class specified in item 3 for which the form was filed.

13. On or about September 27, 1951, the corporate respondent herein committed acts prohibited by section 26 of CMP Regulation No. 1, dated May 3, 1951, in that it furnished false information in the course of its operation under CMP Regulation No. 1 by filing with the National Production Authority on its Form CMP 4-B, entitled "Application for Allotment of Controlled Materials" for the 1st quarter 1952, grossly exaggerated statements with respect to the value of its shipments for the period July 1949 to June 1950 for the product class specified in item 3 for which the form was filed.

14. The individual respondent herein, Walter E. Ekblaw, committed acts in violation of section 17 (a) of National Production Authority Regulation 2, dated October 3, 1950, as amended September 13, 1951, and committed acts in violation of sections 17 (b), 18 (b), and 26 of CMP Regulation No. 1, dated May 3, 1951, and committed acts in violation of section 17 (d) of CMP Regulation No. 1, dated May 3, 1951, as amended by Amendment 3 dated August 22, 1951, in that the said Walter E. Ekblaw dominated, managed, controlled, and was responsible for the direction and supervision of the corporate respondent during the time the corporate respondent disposed of the excess quantities of steel as set forth in Findings 2 through 11 hereof and made false statements of fact as set forth in Findings 12 and 13 hereof.

Conclusions: During the period beginning August 16, 1951, and ending October 3, 1951, the respondents herein, Roy G. Miller, Inc., and Walter E. Ekblaw, violated the provisions of National Production Authority regulations by disposing of substantial quantities of controlled material, to wit, approximately 387 tons of steel, obtained with the use of DO ratings and allotments for purposes other than those for which the assistance was granted; and on July 30, 1951, August 29, 1951, and September 27, 1951, by furnishing false information concerning the value of Roy G. Miller, Inc.'s shipments of the products which it was making, and for which it was making and for which it was seeking priority and allotment assistance. In order to remedy the disruptions in the priority and allocation program caused by the violations found herein, in order

to correct the unauthorized disposition of controlled material occasioned by the violations found herein consisting of such unauthorized disposition, and in order to prevent future violations of National Production Authority orders and regulations,

It is accordingly ordered: 1. That all priority assistance and all allocations and allotments of steel which may be granted to the respondents, Roy G. Miller, Inc., its successors and assigns, and Walter E. Ekblaw, individually, for use during the 4th quarter 1952 and the 1st and 2d quarters 1953, be reduced by not to exceed a total of 387 tons as follows:

(a) That all priority assistance and all allocations and allotments of steel are denied the respondents for the 4th quarter 1952 to the extent that they are within the sum of 387 tons, above mentioned.

(b) That during the 1st and 2d quarters 1953, all allocations and allotments of steel which may be granted respondents shall be reduced by one-half, except, that if during the 4th quarter 1952 and the 1st or 2d quarters 1953 the sum of 387 tons above-mentioned shall have been deducted from allotments, the restrictions and limitations herein set forth are terminated.

2. That all allocations and allotments for steel which may be acquired under the privileges of self-certification, self-authorization, or automatic allotment, are withdrawn and withheld from Roy G. Miller, Inc., its successors and assigns, and Walter E. Ekblaw, individually, for the 4th quarter 1952 and the 1st and 2d quarters 1953, to carry out the intent of paragraph 1 above.

3. That Roy G. Miller, Inc., its successors and assigns, and Walter E. Ekblaw, individually, are prohibited from acquiring, using, or disposing of steel in contravention of the terms of this order as set forth in paragraph 1 above.

Issued at Chicago, Ill., this 22d day of August 1952.

NATIONAL PRODUCTION
AUTHORITY,
By PALMER D. EDMUNDS,
Hearing Commissioner.

[F. R. Doc. 52-9923; Filed, Sept. 8, 1952;
11:04 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 5658]

U. S. AIRLINES, INC.; ENFORCEMENT
PROCEEDING

NOTICE OF POSTPONEMENT OF HEARING

In the matter of the U. S. Airlines, Inc., Enforcement Proceeding.

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, that hearing in the above-entitled proceeding, now assigned for September 5, 1952, is hereby postponed to September 18, 1952, at 10:00 a. m., e. d. s. t., in Room E-210, Temporary Building No. 5, Sixteenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Barron Fredricks.

Dated at Washington, D. C., this 3d day of September 1952.

By the Civil Aeronautics Board.

[SEAL] THOMAS L. WRENN,
Acting Chief Examiner.

[F. R. Doc. 52-9800; Filed, Sept. 8, 1952;
8:47 a. m.]

ECONOMIC STABILIZATION AGENCY

Office of Price Stabilization

[Region II, Redelegation of Authority No. 43]

DIRECTORS OF THE DISTRICT OFFICES,
REGION II, NEW YORK, N. Y.

REDELEGATION OF AUTHORITY TO PROCESS
REPORTS OF PROPOSED PRICE DETERMINING
METHODS UNDER SECTIONS 6 AND 8 OF
CPR 83, REVISION 1

By virtue of authority vested in me as Director of the Regional Office of Price Stabilization, No. II, pursuant to Delegation of Authority No. 73 (17 F. R. 7757), this redelegation of authority is hereby issued.

1. *Authority to act under sections 6 and 8 of CPR 83, Revision 1.* Authority is hereby redelegated to the Directors of the District Offices of Price Stabilization of Region II to approve, pursuant to sections 6 and 8 of CPR 83, Revision 1, a price determining method for sales by a seller under CPR 83, Revision 1, disapprove such a proposed price determining method, modify such a proposed price determining method, or request further information concerning such a price determining method.

This redelegation of authority shall take effect on September 5, 1952.

JAMES G. LYONS,
Regional Director, Region II.

SEPTEMBER 4, 1952.

[F. R. Doc. 52-9833; Filed, Sept. 4, 1952;
4:37 p. m.]

[Region VI, Redelegation of Authority
No. 42]

DIRECTORS OF THE DISTRICT OFFICES,
REGION VI, CLEVELAND, OHIO

REDELEGATION OF AUTHORITY TO PROCESS
REPORTS OF PROPOSED PRICE DETERMINING
METHODS UNDER SECTIONS 6 AND 8
OF CPR 83, REVISION 1

By virtue of the authority vested in me as Director of the Regional Office of Price Stabilization, No. VI, pursuant to Delegation of Authority No. 73 (17 F. R. 7757), this Redelegation of Authority is hereby issued.

1. *Authority to act under sections 6 and 8 of CPR 83, Revision 1.* Authority is hereby redelegated to the Directors of the District Offices of Price Stabilization located at Detroit, Michigan and Louisville, Kentucky, to approve, pursuant to sections 6 and 8 of CPR 83, Revision 1, a price determining method for sales by a seller under CPR 83, Revision 1, disapprove such a proposed price determining method, modify such a proposed price determining method,

or request further information concerning such a price determining method.

This redelegation of authority is effective September 5, 1952.

SYDNEY A. HESSE,
Regional Director, Region VI.

SEPTEMBER 4, 1952.

[F. R. Doc. 52-9834; Filed, Sept. 4, 1952;
4:37 p. m.]

[Region VII, Redelegation of Authority
No. 42]

DIRECTORS OF THE DISTRICT OFFICES,
REGION VII, CHICAGO, ILLINOIS

REDELEGATION OF AUTHORITY TO PROCESS
REPORTS OF PROPOSED PRICE DETERMINING
METHODS UNDER SECTIONS 6 AND 8 OF
CPR 83, REVISION 1

By virtue of the authority vested in the Director of the Regional Office of Price Stabilization No. VII, pursuant to Delegation of Authority No. 73 (17 F. R. 7757), this redelegation of authority is hereby issued.

1. Authority to act under sections 6 and 8 of CPR 83, Revision 1. Authority is hereby redelegated to the Directors of the District Offices of Price Stabilization located at Indianapolis, Indiana, and Milwaukee, Wisconsin, to approve, pursuant to sections 6 and 8 of CPR 83, Revision 1, a price determining method for sales by a seller under CPR 83, Revision 1, disapprove such a proposed price determining method, modify such a proposed price determining method, or request further information concerning such a price determining method.

This redelegation of authority shall take effect on September 5, 1952.

ROGER W. BARRETT,
Acting Director of
Regional Office No. VII.

SEPTEMBER 4, 1952.

[F. R. Doc. 52-9835; Filed, Sept. 4, 1952;
4:37 p. m.]

[Region VIII, Redelegation of Authority
No. 42]

DIRECTORS OF THE DISTRICT OFFICES,
REGION VIII, MINNEAPOLIS, MINNESOTA

REDELEGATION OF AUTHORITY TO PROCESS
REPORTS OF PROPOSED PRICE DETERMINING
METHODS UNDER SECTIONS 6 AND 8 OF CPR
83, REVISION 1

By virtue of the authority vested in the Director of the Regional Office of Price Stabilization, Region VIII, pursuant to Delegation of Authority No. 73, dated August 22, 1952 (17 F. R. 7757), this redelegation of authority is hereby issued.

1. Authority to act under sections 6 and 8 of CPR 83, Revision 1. Authority is hereby redelegated to the District Directors, Office of Price Stabilization, Region VIII, to approve, pursuant to sections 6 and 8 of CPR 83, Revision 1, a price determining method for sales by a seller under CPR 83, Revision 1, disapprove such a proposed price determining

method, modify such a proposed price determining method, or request further information concerning such a price determining method.

This redelegation of authority shall take effect as of August 26, 1952.

LOUIS G. DENAYER,
Acting Regional Director,
Region VIII.

SEPTEMBER 4, 1952.

[F. R. Doc. 52-9836; Filed, Sept. 4, 1952;
4:38 p. m.]

[Region XI, Redelegation of Authority
No. 47]

DIRECTORS OF THE DISTRICT OFFICES,
REGION XI, DENVER, COLORADO

REDELEGATION OF AUTHORITY TO MAKE AREA
ADJUSTMENTS UNDER SECTION 11 (D) OF
CPR 17, GASOLINES, NAPHTHAS, FUEL OILS

By virtue of the authority vested in me as Director of the Regional Office of Price Stabilization, Region XI, pursuant to Delegation of Authority 72 (17 F. R. 7357), this redelegation of authority is hereby issued.

1. Authority is hereby redelegated to each of the Directors of the District Offices of the Office of Price Stabilization in Region XI:

(a) To request information in accordance with OPS Public Form 151 of tank wagon sellers of fuel oil for the purpose of adjusting ceiling prices under section 11 (d) of Ceiling Price Regulation 17;

(b) To issue area adjustments by special order under the provisions of section 11 (d) of Ceiling Price Regulation 17;

(c) To disapprove area adjustments requested under section 11 (d) of Ceiling Price Regulation 17.

This redelegation of authority shall take effect as of August 28, 1952.

DELBERT M. DRAPER,
Regional Director, XI.

SEPTEMBER 4, 1952.

[F. R. Doc. 52-9837; Filed, Sept. 4, 1952;
4:38 p. m.]

[Region XIV, Redelegation of Authority No.
10, Revision 2]

TERRITORIAL DIRECTORS, REGION XIV,
ALASKA, HAWAII, PUERTO RICO AND
VIRGIN ISLANDS

REDELEGATION OF AUTHORITY TO ACT UNDER
CPR 120

By virtue of the authority vested in the Director of Region XIV, Office of Price Stabilization, pursuant to Delegation of Authority No. 7, Revised (16 F. R. 10752; 17 F. R. 7062), this redelegation of authority is hereby issued.

1. Authority to act under CPR 120. Authority is hereby redelegated to the Territorial Directors of the Office of Price Stabilization in Alaska, Hawaii, Puerto Rico, and the Virgin Islands, respectively.

(a) To exercise the authority granted under section 12 of CPR 120;

(b) To approve applications for permission to institute an entertainment or cover charge for such entertainment under section 7 (b) of CPR 120.

(c) To approve or disapprove applications of non-profit clubs for exemption under section 14 (a) of CPR 120.

(d) To take appropriate action under the provisions of section 13 of CPR 120.

This redelegation of authority shall take effect on September 5, 1952.

EDWARD J. FRIEDLANDER,
Acting Regional Director.

SEPTEMBER 4, 1952.

[F. R. Doc. 52-9838; Filed, Sept. 4, 1952;
4:38 p. m.]

[Delegation of Authority No. 75]

DIRECTORS OF THE REGIONAL OFFICES

DELEGATION OF AUTHORITY TO ACT ON APPLI-
CATIONS FOR CEILING PRICES OF NEW
COMMODITIES BY MANUFACTURERS HAVING
ANNUAL SALES OF LESS THAN \$250,000
UNDER CPR 161

By virtue of the authority vested in the Director of Price Stabilization, pursuant to the Defense Production Act of 1950, as amended (64 Stat. 798, 803; 65 Stat. 131; 66 Stat. 296), Executive Order 10161 (15 F. R. 6105), and Economic Stabilization Agency General Order No. 2, as amended (16 F. R. 738, 11626), this delegation of authority is hereby issued.

1. Authority to act under sections 3, 4, 5, 6, 9 and 15 of CPR 161. Authority is hereby delegated to the Directors of the Regional Offices of the Office of Price Stabilization to process in the respects indicated herein ceiling price applications for new commodities filed under CPR 161, by manufacturers whose gross sales for their last complete fiscal year of commodities manufactured by them were less than \$250,000:

(a) To approve, or disapprove proposed ceiling prices for new commodities under sections 3, 4 and 5 of CPR 161;

(b) To issue letter orders as provided in section 6 of CPR 161, establishing ceiling prices of new commodities for which a ceiling cannot be calculated under sections 3, 4 and 5 of CPR 161;

(c) To issue letter orders disapproving or revising downward, ceiling prices reported or proposed as provided in section 9 of CPR 161;

(d) To request additional information, as provided in section 15 of CPR 161, where applicants submit proposed ceiling prices for new commodities under sections 3, 4, 5 and 6 of CPR 161.

2. Redelegation of authority. The authority hereby delegated may be redelegated to the Directors of the District Offices of the Office of Price Stabilization.

This delegation of authority shall take effect on September 9, 1952.

JOSEPH H. FREEHILL,
Acting Director of
Price Stabilization.

SEPTEMBER 8, 1952.

[F. R. Doc. 52-9925; Filed, Sept. 8, 1952;
11:04 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

CHIEF, SAFETY AND SPECIAL RADIO SERVICES BUREAU

DELEGATION OF AUTHORITY CONCERNING FINDINGS OF EMERGENCY INVOLVING DANGER TO LIFE OR PROPERTY OR DUE TO DAMAGE OF EQUIPMENT

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of August 1952:

The Commission having under consideration the means of expediting the functions of granting authorizations without formal applications in accordance with section 308 (a) of the Communications Act of 1934, as amended:

It appearing, that section 308 (a) of the act as amended by Pub. Law 554 provides in part that the Commission may issue radio station authorizations without formal application "in cases of emergency found by the Commission involving danger to life or property or due to damage to equipment"; and

It further appearing, that the Commission has this date adopted amendments to Parts 7, 8, 9, 10, 11, and 16 of the rules prescribing terms and conditions of such grants; and

It further appearing, that the finding of emergency for the purpose of the issuance of such authorizations is a function which should be delegated to the staff in the interest of expediting such grants; and

It is ordered, Pursuant to the authority contained in section 5 (d) (1) of the Communications Act of 1934, as amended, that, effective immediately, authority to make the finding of emergency involving danger to life or property or due to damage to equipment, as provided by section 308 (a) of the Communications Act of 1934, as amended, is delegated to the Chief, Safety and Special Radio Services Bureau with respect to services administered by his Bureau.

Released: August 28, 1952.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 52-9825; Filed, Sept. 8, 1952; 8:51 a. m.]

CHIEF OF FIELD ENGINEERING AND MONITORING BUREAU

DELEGATION OF AUTHORITY WITH RESPECT TO HANDLING APPLICATIONS FOR COMMERCIAL RADIO OPERATOR LICENSES

In the matter of amendment of section 0.151 of the Commission's rules governing the organization of the Commission.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of August 1952.

The Commission having under consideration its method of handling applica-

tions for commercial radio operator licenses in which the applicant has stated that he has been convicted of a crime for which the penalty imposed was a fine of \$500.00 or more, or imprisonment for a period of over one year, and;

It appearing, that it is desirable to authorize the Engineers in Charge of the Commission's Field Offices to act upon such applications; and

It further appearing, that an amendment of the rules to accomplish such a delegation is not substantive in nature therefore notice and public procedure is not required under section 4 (a) and (b) of the Administrative Procedure Act and for the same reason the rule change may be made effective immediately:

It is ordered, Under the authority contained in sections 4 (i), 5 (d) (1) and 303 (r) of the Communications Act of 1934, as amended, that effective immediately Part O of the Commission's rules is amended as follows:

1. Delete sections 0.142 (b) and 0.144 (g);

2. Reletter subsections (c) through (j) of section 0.142 to be subsections (b) through (i) and reletter subsections (h) through (n) of sections 0.144 to be subsections (g) through (m);

3. Add new subparagraph 0.151 (c):

(c) All applications for new, modified replacement or renewal commercial radio operator licenses.

It is further ordered, That the Commission's order delegating authority to the Chief, Field Engineering and Monitoring Bureau dated February 14, 1952 be amended by deleting from paragraph numbered 1 thereof, the subsection designated (g) of section 0.144, and by deleting from paragraph numbered 2 thereof the subsection designated as (b) (1) and (2) of section 0.142.

Released: September 3, 1952.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 52-9826; Filed, Sept. 8, 1952; 8:51 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-2006]

CONSOLIDATED GAS UTILITIES CORP.

ORDER FIXING DATE OF HEARING

SEPTEMBER 3, 1952.

On July 17, 1952, Consolidated Gas Utilities Corporation (Consolidated), a Delaware corporation having its principal place of business in the Braniff Building, Oklahoma City, Oklahoma, filed an application, as amended and supplemented on August 25, 1952, for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of certain natural-gas facilities, for authority to abandon certain of its natural-gas facilities in Wheeler County, Texas, and for a declaratory order by the Commission that certain of its natural-gas facilities are used solely in the production or gathering of natural

gas, and, therefore, not within the jurisdiction of the Commission as prescribed by section 1 (b) of the Natural Gas Act.

Consolidated has requested that its application be heard under the shortened procedure provided for by § 1.32 (b) of the Commission's rules of practice and procedure. No request to be heard or protest has been filed subsequent to giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on August 1, 1952 (17 F. R. 7065).

Consolidated states in its amended application that it has contracted to sell certain of the natural-gas facilities which it seeks to abandon to Warren Petroleum Corporation, that said facilities are no longer used or useful in service to Consolidated, and that their continued retention by Consolidated, and non-receipt of the proceeds of the sale of said facilities to Warren Petroleum Corporation, effects a continuing financial burden upon Consolidated and, subsequently, its ultimate consumers.

The Commission finds:

(1) This proceeding is a proper one for disposition under the provisions of § 1.32 (b), (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure.

(2) It is reasonable and in the public interest and good cause exists for fixing the date of hearing in this proceeding less than 15 days after publication of this order in the FEDERAL REGISTER.

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's Rules of Practice and Procedure, a public hearing be held on September 12, 1952, at 9:45 a. m., e. d. s. t. in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by the application, as amended and supplemented: *Provided, however*, That the Commission may, after a noncontested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: September 4, 1952.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 52-9817; Filed, Sept. 8, 1952; 8:50 a. m.]

[Docket No. G-2034]

OHIO FUEL GAS CO.

NOTICE OF APPLICATION

SEPTEMBER 3, 1952.

Take notice that on August 21, 1952, The Ohio Fuel Gas Company, an Ohio corporation having its principal place of business at Columbus, Ohio, filed an application for a certificate of public

¹ See Title 47, Chapter I, Parts 7, 8, 9, 10, 11, and 16, *supra*.

convenience and necessity pursuant to section 7 of the Natural Gas Act authorizing replacement of two segments of 10 $\frac{3}{4}$ -inch natural-gas transmission pipeline located on its Lines "Z" and "Z-62" near Springfield, Clark County, Ohio, with approximately 6.9 miles of 16-inch pipeline, and construction and operation of a 140 brake hp. compressor station near Urbana in Champaign County, Ohio.

Applicant states that the proposed replacement and construction are for the purpose of enabling it to continue to render adequate service to its existing markets in the Springfield and Bellefontaine areas during the winter 1952-1953, and that no extension of service to new markets is contemplated. Estimated cost of construction is \$292,540.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 22d day of September 1952. The Application is on file with the Commission and open to public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 52-9818; Filed, Sept. 8, 1952;
8:50 a. m.]

[Docket No. E-6448]

CALIFORNIA ELECTRIC POWER CO.

NOTICE OF ORDER AUTHORIZING ISSUANCE OF COMMON STOCK AND DENYING APPLICATION FOR EXEMPTION FROM COMPETITIVE BIDDING REQUIREMENTS

SEPTEMBER 3, 1952.

Notice is hereby given that on August 29, 1952, the Federal Power Commission issued its order entered August 28, 1952, authorizing issuance of common stock and denying application for exemption from competitive bidding requirements of the Commission's rules in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 52-9819; Filed, Sept. 8, 1952;
8:49 a. m.]

[Docket Nos. G-1946, G-1986]

HOPE NATURAL GAS CO., AND GAS LATERAL CO.

NOTICE OF FINDINGS AND ORDERS ISSUING CERTIFICATES OF PUBLIC CONVENIENCE

SEPTEMBER 3, 1952.

In the matters of Hope Natural Gas Company, Docket No. G-1946; Gas Lateral Company, Docket No. G-1986.

Notice is hereby given that on August 29, 1952, the Federal Power Commission issued its orders entered August 28, 1952, issuing certificates of public convenience and necessity in the above-entitled matters.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 52-9820; Filed, Sept. 8, 1952;
8:49 a. m.]

[Project No. 2088]

OROVILLE-WYANDOTTE IRRIGATION DISTRICT

NOTICE OF ORDER ISSUING LICENSE (MAJOR)

SEPTEMBER 3, 1952.

Notice is hereby given that on July 21, 1952, the Federal Power Commission issued its order entered July 17, 1952, issuing license (Major) in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 52-9821; Filed, Sept. 8, 1952;
8:49 a. m.]

HOUSING AND HOME FINANCE AGENCY

Office of the Administrator

NOTICE OF HOUSING PROGRAMS AND RELAXATION OF CREDIT CONTROLS IN CRITICAL DEFENSE HOUSING AREAS

PART II—DEFENSE HOUSING PROGRAMS

Appearing below are amendments to previously published defense housing programs and also additional new defense housing programs and supplemental programs to area programs previously published. These amendments are published herein as amendments to Part II (Defense Housing Programs) of the Notice of Housing Programs and Relaxation of Credit Controls in Critical Defense Housing Areas initially published in the FEDERAL REGISTER on October 27, 1951 (16 F. R. 10962).

With respect to the needed housing set out in the additional new defense housing programs and the supplemental programs to area programs previously published, the aids authorized by the Defense Housing and Community Facilities and Services Act of 1951 (Pub. Law 139, 82d Cong., 1st sess.) including a new and more liberal form of Federal Housing Administration mortgage insurance un-

der Title IX of the National Housing Act, as amended, are available. The approval of an application under Housing and Home Finance Agency Regulation CR 3 is required as a condition to the approval by the Federal Housing Administration of an application for mortgage insurance under the provisions of Title IX of the National Housing Act, as amended. The requirements and restrictions imposed by or pursuant to CR 3 are in addition to all applicable requirements, conditions and restrictions imposed by or pursuant to said Title IX.

With respect to any application approved under HHFA Regulation CR 3 for an exception from residential real estate credit restrictions as being within the additional defense housing programs appearing below, residential real estate credit restrictions are suspended.

For the purpose of additional defense housing programs appearing below preference will be given to locations (within the geographical boundaries of the critical defense housing areas) in established communities nearest the defense activities, with consideration to be given to the availability of adequate community facilities and services.

AMENDMENT TO DEFENSE HOUSING PROGRAM PREVIOUSLY PUBLISHED

Amendment. The critical defense housing area in the defense housing program numbered 103 and designated as Herlong, California, published at 17 F. R. 740 (January 24, 1952), is hereby amended by reducing the number of 2 bedroom rental units from 90 to 75 and the number of 3 bedroom rental units from 55 to 45; and by providing for 15 two bedroom sales units at a price not to exceed \$8,500.00, and 10 three or more bedroom sales units at a price not to exceed \$9,500.00. While the total number of dwelling units remains 150 as in the original program, the amendment results in a decrease in total rental units from 150 to 125, and an increase in sales units from 0 to 25.

AMENDMENT ADDING NEW DEFENSE HOUSING PROGRAMS AND SUPPLEMENTAL DEFENSE HOUSING PROGRAMS

187. Hibbing-Grand Rapids, Minnesota.

NEEDED DEFENSE HOUSING

Unit size	Rent		Sale		Total, rent and sale
	Number of units	Rental not to exceed	Number	Price not to exceed	
1 bedroom.....					
2 bedrooms.....	25	\$72.50	60	\$9,250	85
3 or more bedrooms.....	10	82.50	30	10,500	40
Total.....	35		90		125

¹ Defense workers who entered the area subsequent to June 25, 1950, are eligible to occupy housing constructed under this program.

LIST OF DEFENSE ACTIVITIES

Mining, processing and transportation of iron ore (including taconite).

CRITICAL DEFENSE HOUSING AREA

That portion of the State of Minnesota bounded as follows: Beginning at the northeast corner of Great Scott Township and the eastern boundary of range 19 in St. Louis County, and thence directly west along the northern boundary line of township line 59 to the northwest corner of Marcell Township in Itasca County; thence directly south along the western boundary line of range 27 to the southwest corner of township 52, range 27 in Aitkin County; thence east along the southern boundary line of township 52 to the southeast corner of Ness Township in St. Louis County; thence north along the eastern boundary line

of range line 19 to the northeast corner of Great Scott Township in St. Louis County including Buhl Village, Chisholm City, Fraser City, Hibbing Village, Kinney Village, Meadowlands Village, Orr Village, Hill City, Grand Rapids Village, La Prairie Village, Calumet Village, Marble Village, Taconite Village, Keewatin Village, Nashwan Village, Warba Village, Zemple Village, Collier Village, Cohasset Village, Bovey Village and Big Fork Village except lands in State and National Forests, all in Aitkin, Itasca, and St. Louis Counties.

183. Virginia, Minnesota.

Unit size	NEEDED DEFENSE HOUSING				Total rent and sale
	Number of units	Rent	Rental not to exceed	Sale	
1 bedroom	25		\$72.00	60	80,250
2 bedrooms	10		\$2.50	20	10,500
3 or more bedrooms					40
Total	35			90	1125

¹ Defense workers who entered the area subsequent to June 25, 1950, are eligible to occupy housing constructed under this program.

LIST OF DEFENSE ACTIVITIES

Mining, processing and transportation of iron ore (including taconite).

CRITICAL DEFENSE HOUSING AREA

Townships of Biwabik, Owens, T-62-R-17, T-62-R-16, Breitung, Angola, T-61-R-17, Vermillion Lake, Kugler, T-61-R-14, T-60-R-18, Sandy, Pike, Embarras, Wassa, T-59-R-18 (PT), Wouri, T-59-R-16 (PT), White Mesaba, T-58-R-17, Misabe Mountain, T-58-R-14, Clinton, Fayal, T-57-R-15, T-57-R-14, McDavitt, T-56-R-17, T-56-R-16, Colvin, T-56-R-14, T-55-R-18, Ellsburg, T-55-R-14, Kelsey, Cotton, T-54-R-15, T-54-R-14, Payne, Northland, T-53-R-15, Nichols, including Aurora Village, Biwabik City, Iron Junction Village, Ereth City, Franklin Village, Gilbert City, McKinley Village, Leonidas Village, Virginia City, and Mountain Iron Village, except lands in State and National Forests, all in St. Louis County.

189. Las Vegas, Nevada.

Unit size	NEEDED DEFENSE HOUSING				Total rent and sale
	Number of units	Rent	Rental not to exceed	Sale	
1 bedroom	320		\$90.00		320
2 bedrooms	80		60.00		80
3 or more bedrooms					
Total	400				1400

¹ Preferences will be given to tenants in the city of Las Vegas and its environs.

LIST OF DEFENSE ACTIVITIES

Nellis Air Force Base.

CRITICAL DEFENSE HOUSING AREA

Townships of Las Vegas, Henderson, and Nelson, including the City of Las Vegas, the City of Henderson, and Boulder City, all in Clark County.

190. Battle Creek, Michigan.

Unit size	NEEDED DEFENSE HOUSING				Total rent and sale
	Number of units	Rent	Rental not to exceed	Sale	
1 bedroom	75		\$27.30		75
2 bedrooms	125		75.00		125
3 or more bedrooms					
Total	200				200

LIST OF DEFENSE ACTIVITIES

Custer Air Force Installation.
Fort Custer.
Percy Jones Army Hospital.
Clark Equipment Company.
Oliver Corporation.
Eaton Manufacturing Company.

CRITICAL DEFENSE HOUSING AREA

City of Battle Creek and the Townships of Bedford, Battle Creek, Emmett and Pennfield in Calhoun County, the Fort Custer Military Reservation, also the City of Galesburg and the Townships of Charleston and Ross in Kalamazoo County.

191. Colville, Washington.

Unit size	NEEDED DEFENSE HOUSING				Total rent and sale
	Number of units	Rent	Rental not to exceed	Sale	
1 bedroom	30		\$30.00		30
2 bedrooms					
3 or more bedrooms					
Total	30				30

LIST OF DEFENSE ACTIVITIES

Personnel of Air Force Installations in Area.
American Smelting and Refining Company.

CRITICAL DEFENSE HOUSING AREA

Census Division 3 and the portions of Census Divisions 1 and 2 lying east of the Columbia River, including the City of Colville, all in Stevens County.

192. Klamath, California.

Unit size	NEEDED DEFENSE HOUSING				Total rent and sale
	Number of units	Rent	Rental not to exceed	Sale	
1 bedroom	20		\$20.00		20
2 bedrooms	5		80.00		5
3 or more bedrooms					
Total	25				25

LIST OF DEFENSE ACTIVITIES
Personnel of Air Force Installations in Area.

CRITICAL DEFENSE HOUSING AREA

Klamath Judicial Township including Klamath and Klamath Glen in Del Norte County.
NOTE: Program numbered 193 is reserved for the Elizabeth City, North Carolina, Area.
When a program is developed and prepared for this area, such program will be published in the FEDERAL REGISTER as an additional new defense housing program.

194. Great Lakes-North Chicago-Waukegan, Illinois.

NEEDED DEFENSE HOUSING

Unit size	Rent		Sale		Total, rent and sale
	Number of units	Rental not to exceed	Number	Price not to exceed	
1 bedroom.....	750	\$75.00	150	\$30,000	900
2 bedrooms.....	450	85.00	150	11,500	600
3 or more bedrooms.....	1,300	.....	300	.....	1,500
Total.....					

LIST OF DEFENSE ACTIVITIES

Abbott Laboratories.
Amnco Tools Company.
Famsteel Metallurgical Company.
Johnson Motors Company.
Pacific Steel Boilers Company.
Vascoloy-Ramet Company.
American Steel and Wire Company.
Anchor Coupling Company.

Fort Sheridan.

Great Lakes Naval Station.
Morton Manufacturing Company.
Johns-Manville Corporation.
Deep Freeze Company.
Frank C. Hough Company.
Houdaille-Hershey Company.
Potter Company.

CRITICAL DEFENSE HOUSING AREA

Lake County.

33 (A). Lancaster, California.

NEEDED DEFENSE HOUSING

Unit size	Rent		Sale		Total, rent and sale
	Number of units	Rental not to exceed	Number	Price not to exceed	
1 bedroom.....	1,200	\$20.00	.....	.....	200
2 bedrooms.....	1,350	72.00	100	\$8,750	450
3 or more bedrooms.....	100	85.00	250	10,000	350
Total.....	650	.....	350	.....	\$1,000

175 of these units at a rental not to exceed \$55.
140 of these units at a rental not to exceed \$65.
50 of these units at a sales price not to exceed \$8,000.
This quota is in addition to the 100 rental and 100 sales units authorized in Program No. 33 published Oct. 27, 1951 (16 F. R. 10903).

LIST OF DEFENSE ACTIVITIES

All Army, Air Force and Navy Installations.
Lockheed Aircraft Corporation.
National Advisory Committee for Aeronautics.
Northrop Aircraft, Incorporated.
Chance-Vought Aircraft Division, United Aircraft Corporation.
North American Aviation, Incorporated.
Douglas Aircraft Company, Incorporated.
United Aircraft Service Corporation.
Republic Aviation Corporation.

CRITICAL DEFENSE HOUSING AREA

Antelope Township in Los Angeles County and Judicial Township 11 in Kern County.

58 (A). Braidwood (Joliet), Illinois.

NEEDED DEFENSE HOUSING

Unit size	Rent		Sale		Total, rent and sale
	Number of units	Rental not to exceed	Number	Price not to exceed	
1 bedroom.....	25	\$82.50	.....	.....	35
2 bedrooms.....	1,175	77.50	100	\$10,000	\$33
3 or more bedrooms.....	30	85.00	10	11,250	40
Total.....	230	.....	110	.....	\$400

100 of these units at a rental not to exceed \$87.50.
50 of these units at a sales price not to exceed \$9,000.
This quota is in addition to the 150 rental and 50 sales units authorized in Program No. 58 published Nov. 28, 1951 (16 F. R. 11693).

LIST OF DEFENSE ACTIVITIES

Joliet Arsenal, Government Reservation, Ellwood, Illinois.
Ordnance Ammunition Center, Government Reservation, Ellwood, Illinois.
U. S. Rubber Company, Government Reservation, Ellwood, Illinois.
Blockson Chemical Company, Joliet, Illinois.
Caterpillar Tractor Company, Joliet, Illinois.
Phillips Control Company, Joliet, Illinois.
Globe Corporation, Aircraft Division, Lockport, Illinois.
Globe Oil & Refining Company (Refinery), Lemont, Illinois.
Texas Company (Refinery), Lockport, Illinois.

CRITICAL DEFENSE HOUSING AREA

Will County and that part of the Village of Steger in Cook County.

78 (A). Pensacola, Florida.

NEEDED DEFENSE HOUSING

Unit size	Rent		Sale		Total, rent and sale
	Number of units	Rental not to exceed	Number	Price not to exceed	
1 bedroom.....
2 bedrooms.....	150	\$7,000	150
3 or more bedrooms.....	250	8,500	250
Total.....	400	.....	\$400

This quota is in addition to the 160 rental and 240 sales units authorized in Program Number 78 published Jan. 24, 1952 (17 F. R. 740).

LIST OF DEFENSE ACTIVITIES

U. S. Naval Station.
St. Regis Paper Company.
Chemstrand Corporation.
Escambia and Santa Rosa Counties.

CRITICAL DEFENSE HOUSING AREA

52 (B), Lorain, Ohio.

NEEDED DEFENSE HOUSING

Unit size	Rent		Sale		Total, rent and sale
	Number of units	Rental not to exceed	Number	Price not to exceed	
1 bedroom.....					
2 bedrooms.....	200	\$65.00			200
3 or more bedrooms.....	100	75.00			100
Total.....	300				300

* This program is in addition to the 400 rental units authorized in Program No. 52 and the 100 sales units authorized in Program No. 52 (A) both of which programs were published Nov. 28, 1951 (16 F. R. 11980).

LIST OF DEFENSE ACTIVITIES

National Tube Company.
Fruehauf Trailer Company.
Magic Chef, Inc. (Formerly American Stove Company).
The Lake Terminal Railroad Company, Lorain, Ohio.
Bendix-Westinghouse Company.
American Ship-Building Company.
Thew Shovel Company.
B. F. Goodrich Chemical Company.
General Motors (Brown-Lipe-Chapin Division).

CRITICAL DEFENSE HOUSING AREA

Lorain County.

RAYMOND M. FOLEY,

Housing and Home Finance Administrator.

SEPTEMBER 9, 1952.

[F. R. Doc. 52-9782; Filed, Sept. 8, 1952; 8:45 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 27365]

MOLASSES AND SYRUP FROM GULF PORTS AND RELATED POINTS TO POINTS IN SOUTHERN, OFFICIAL, ILLINOIS, AND WESTERN TRUNK-LINE TERRITORIES

APPLICATION FOR RELIEF

SEPTEMBER 4, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to Agent W. P. Emerson, Jr.'s tariff I. C. C. No. 415.

Commodities involved: Molasses and syrup, carloads.

From: Gulfport, Miss., Mobile, Ala., New Orleans, La., and points grouped therewith, and western Louisiana.

To: Points in southern, official, Illinois, and western trunk-line territories.

Grounds for relief: Competition with rail carriers, circuitous routes, market competition, and to maintain grouping.

Schedules filed containing proposed rates: W. P. Emerson, Jr.'s tariff I. C. C. No. 415.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found

to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 52-9806; Filed, Sept. 8, 1952; 8:47 a. m.]

[4th Sec. Application 27366]

CHARCOAL FROM POINTS IN WISCONSIN AND MICHIGAN TO NORTHERN MAINE JUNCTION, MAINE

APPLICATION FOR RELIEF

SEPTEMBER 4, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. E. Kipp, Agent, for carriers parties to his tariff I. C. C. No. A-3763.

Commodities involved: Charcoal and charcoal briquettes, carloads.

From: Goodman, Wis., Iron Mountain, and Marquette, Mich.

To: Northern Maine Junction, Maine. Grounds for relief: Competition with rail carriers and circuitous routes.

Schedules filed containing proposed rates: L. E. Kipp, Agent, I. C. C. No. A-3763, Supp. 4.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the

application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 52-9807; Filed, Sept. 8, 1952; 8:47 a. m.]

[4th Sec. Application 27367]

FINE COAL FROM ILLINOIS AND INDIANA TO MINNESOTA

APPLICATION FOR RELIEF

SEPTEMBER 4, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. G. Raasch, Agent, for carriers parties to the Pennsylvania Railroad Company's tariff I. C. C. No. 3210.

Commodities involved: Soft coal or bituminous fine coal, carloads.

From: Origins in Illinois and Indiana. To: Interstate Power Company Spur (Sherburn), and Fairmont, Minn.

Grounds for relief: Competition with rail carriers, circuitous routes, market competition, and to maintain grouping.

Schedules filed containing proposed rates: PRR tariff I. C. C. No. 3210, Supp. 5.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 52-9808; Filed, Sept. 8, 1952; 8:47 a. m.]

[4th Sec. Application 27368]

BRICK AND RELATED ARTICLES FROM MILLVILLE, W. VA., TO POINTS IN SOUTHERN TERRITORY

APPLICATION FOR RELIEF

SEPTEMBER 4, 1952.

The Commission is in receipt of the above-entitled and numbered applica-

tion for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: C. W. Boin, Agent, for carriers parties to his tariff I. C. C. No. A-917.

Commodities involved: Brick and related articles, and refractory articles, carloads.

From: Millville, W. Va.

To: Points in southern territory.

Grounds for relief: Competition with rail carriers, circuitous routes, and to maintain grouping.

Schedules filed containing proposed rates: C. W. Boin, Agent, I. C. C. No. A-917, Supp. 10.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 52-9809; Filed, Sept. 8, 1952;
8:47 a. m.]

[4th Sec. Application 27369]

PIG IRON FROM DAINGERFIELD AND LONE STAR, TEX., TO HALE AND SAND SPRINGS, OKLA.

APPLICATION FOR RELIEF

SEPTEMBER 4, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: F. C. Kratzmeir, Agent, for The Atchison, Topeka and Santa Fe Railway Company and other carriers.

Commodities involved: Pig iron, carloads.

From: Daingerfield and Lone Star, Tex.

To: Sand Springs and Hale, Okla.

Grounds for relief: Competition with rail carriers and circuitous routes.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 3960, Supp. 23.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of

No. 176—4

the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 52-9810; Filed, Sept. 8, 1952;
8:48 a. m.]

[4th Sec. Application 27370]

SLAG FROM MT. PLEASANT, TENN., TO
MCKINNEY, TEX.

APPLICATION FOR RELIEF

SEPTEMBER 4, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: F. C. Kratzmeir, Agent, for carriers parties to his tariff I. C. C. No. 3736.

Commodities involved: Slag, carloads.

From: Mount Pleasant, Tenn.

To: McKinney, Tex.

Grounds for relief: Competition with rail carriers, circuitous routes, and to apply rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 3736, Supp. 200.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 52-9811; Filed, Sept. 8, 1952;
8:48 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 54-111]

AMERICAN & FOREIGN POWER CO. INC. AND
ELECTRIC BOND AND SHARE CO.

NOTICE OF FILING AND ORDER FOR HEARING
CONCERNING APPLICATIONS FOR ALLOW-
ANCES

SEPTEMBER 3, 1952.

The Commission, on November 7, 1951, issued its findings and opinion and order approving a plan of reorganization of American & Foreign Power Company Inc. ("Foreign Power"), a registered holding company subsidiary of Electric Bond and Share Company ("Bond and Share"), also a registered holding company, filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 (Holding Company Act Release No. 10870). That plan, which provided for a recapitalization of Foreign Power, was subsequently approved and ordered enforced by the United States District Court for the District of Maine (102 F. Supp. 331) which Order was affirmed by the United States Court of Appeals for the Second Circuit. The plan was consummated according to its terms on February 29, 1952.

The plan as consummated culminated efforts to reorganize Foreign Power commenced in 1944. The Commission on November 19, 1947, approved an earlier plan for the reorganization of Foreign Power (Holding Company Act Release Nos. 7815 and 7849) which plan was approved and enforced by the United States District Court (80 F. Supp. 514, D. Me., 1948). Upon application of the Commission, the order approving that plan was vacated because of the non-feasibility of the plan and the matter was remanded to the Commission for further proceedings.

The Commission's Order approving the plan as consummated (Holding Company Act Release No. 10870), reserved jurisdiction, among other things, to determine the reasonableness and appropriate allocation of fees and expenses and other remuneration in connection with the plan by Foreign Power, Bond and Share and the participants in the proceedings.

Notice is hereby given that applications for the payment of fees and reimbursements of expenses have been filed by the following persons and in the following amounts:

Name and capacity	Fees	Expenses	Total
Raid & Priest, counsel for Foreign Power.....	\$210,000.00	\$13,901.51	\$223,901.51
White & Case, independent counsel to Foreign Power.....	225,000.00	2,674.23	227,674.23
Wilkie, Owen, Farr, Gallagher & Walton, counsel for prospective purchaser of 3 1/2 percent debentures.....	12,000.00	71.54	12,071.54
McLean, Southard & Hunt, Maine counsel for Foreign Power.....	12,500.00	737.31	13,237.31
Hankins Trust Co., exchange agent under the 1951 plan.....	24,000.00	4,148.00	28,148.00
Hankins & Sells, accounting services to Foreign Power.....	25,550.00		25,550.00
Ebasko Services, Inc., technical services to Foreign Power.....	14,589.10		14,589.10

Name and capacity	Fees	Expenses	Total
Berdell committee for the \$7 and \$6 preferred stock of Foreign Power Estate of M'Creedy Sykes; Stewart & Shearer; H. H. Klein, counsel for the committee	\$210,000.00		\$210,000.00
Peter M. Sykes, secretary	2,500.00		2,500.00
Estate of Theodore V. D. Berdell		185,339.19	185,339.19
Reginald W. Tickner		4,400.00	4,400.00
W. Thomas Kissell		27,000.00	27,000.00
Carter committee for the \$7 and \$6 preferred stock of Foreign Power Berneck & Isaacs; Marshall, Bratter, Religion & Klein; Harold P. Sullivan, counsel to the committee	\$138,500.00	2,917.46	138,517.46
Reis & Chandler, Inc., financial advisers to the committee	90,000.00	1,403.19	91,403.19
C. Shelby Carter, Enos Curtin and Lloyd E. Dewey, members of the committee	18,000.00	1,170.00	19,170.00
Brown, Field and McCarthy, special counsel	2,000.00	21.74	2,021.74
Robert S. Byfield, expert witness	1,250.00	25.00	1,275.00
Augustine P. Barranco, expert witness	1,500.00	53.35	1,553.35
Norman Johnson group and Norman Johnson committee for second pre- ferred stock			
Frank & Gonnert and Albert J. Fleischmann, counsel	250,000.00	\$12,287.87	262,287.87
Nathaniel F. Giddens, member of the committee	2,500.00		2,500.00
Edward P. Moxey & Co., expert for the Norman Johnson group	5,000.00	85.41	5,085.41
E. Ralph Sterling, expert for the Norman Johnson committee	37,500.00		37,500.00
McKenna committee for the second preferred stock			
Arnold H. Ginsburg, Thomas C. Egan, and Francis Logan, counsel for committee	120,000.00	2,270.45	122,270.45
John F. McKenna, secretary to committee	6,000.00		6,000.00
William J. Hamilton, Jr., chairman of committee	3,000.00		3,000.00
George L. Stark, member of committee	2,000.00		2,000.00
Leland S. Sprad, stockholder appearing pro se	25,000.00	1,547.73	26,547.73
Otto G. Germauer, counsel for \$6 preferred stockholder	7,500.00	655.28	8,155.28
Joseph M. Kaufman, counsel for Ira Haupt & Co.	7,500.00	114.86	7,614.86
Israel Beckhardt, counsel for Irving Saxe, a common stockholder	(*)		
George H. Lowy		55.00	55.00
Emaco Services, Inc., consultant services to Bond and Share	115,174.06		115,174.06
Simpson, Thacher & Bartlett, counsel to Bond and Share	205,000.00	11,213.36	216,213.36
John Jirgal, financial consultant to Bond and Share	25,000.00	4,329.73	29,329.73

* Includes legal fee of \$3,750 paid to Stewart & Shearer and H. H. Klein.

* This represents legal fees paid by Kissell which funds were used for expenses in part with a balance stated at \$2,000 to \$2,000 remaining in the account.

* Includes \$1,500 for secretarial services to the committee.

* Includes \$2,000 advanced by stockholders for which reimbursement is sought.

* Beckhardt requests compensation in a reasonable amount which he leaves to the discretion of the Commission.

The above claims for compensation and reimbursement of expenses are sought to be paid from the Estate of Foreign Power except those services which were rendered directly to Bond and Share as to which compensation is sought from that Company.

It appearing to the Commission that it is appropriate in the public interest that a hearing be held with respect to the matters set forth in said applications:

It is ordered, That a hearing on said applications pursuant to section 11 (e) and 18 of the act and the rules and regulations thereunder be held before the hearing officer heretofore designated to preside in these proceedings on October 21, 1952, at 10:00 a. m., e. s. t., at the offices of this Commission, 425 Second Street NW., Washington 25, D. C. On said date the hearing room clerk will advise as to the room in which such hearing will be held. Any person who is not already a party, or who has not been granted leave to participate herein, who desires to be heard or otherwise wishes to participate, shall file with the Secretary of this Commission on or before October 20, 1952, a request relative thereto as provided in Rule XVII of the Commission's rules of practice.

The Division of Public Utilities of the Commission having advised the Commission that it has made a preliminary examination of said applications and that on the basis thereof, the following matters and questions are presented for consideration without prejudice, however, to the presentation of additional matters and questions upon further examination.

(1) Whether the requested amounts for fees and expenses were incurred in rendering services which were necessary

in connection with the reorganization plan and whether the requested amounts are reasonable.

(2) Whether there are any other factors apart from the nature and value of the services rendered and the capacity in which rendered, which would make any of the requests for compensation and reimbursement improper.

It is further ordered, That particular attention be directed at said hearing to the foregoing matters and questions.

It is further ordered, That the Secretary of the Commission shall serve a copy of this order, by registered mail, on the parties herein and those who have been given leave to participate in these proceedings and on the applicants herein, that notice of said hearing shall be given to all other persons by general release of this Commission, which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and by publication of this order in the FEDERAL REGISTER.

By the Commission,

[SEAL] ORVAL L. DuBois,
Secretary.

[P. R. Doc. 52-9798; Filed, Sept. 8, 1952;
8:46 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

[Vesting Order 18973]

UNIVERSITÄT Breslau, ET AL.

In re: Rights in motion pictures owned by Universitaet Breslau and others.

Under the authority of the Trading With the Enemy Act, as amended (50 U. S. C. App. and Sup. 1-40); Public

Law 181, 82d Congress, 65 Stat. 451, Executive Order 9193, as amended by Executive Order 9567 (3 CFR 1943 Cum. Supp.; 3 CFR 1945 Supp.); Executive Order 9788 (3 CFR 1946 Supp.) and Executive Order 9889 (3 CFR 1948 Supp.), and pursuant to law, after investigation, it is hereby found:

1. That the owners (other than those named in subparagraphs 3 and 4 hereof) of the motion pictures listed in Exhibits A, B, C, and D attached hereto and made a part hereof, who, if individuals, there is reasonable cause to believe were on or since December 11, 1941, and prior to January 1, 1947, residents of Germany, are, and prior to January 1, 1947, were, nationals of a designated enemy country (Germany), and who, if partnerships, associations, corporations or other business organizations, there is reasonable cause to believe were on or since December 11, 1941, and prior to January 1, 1947, organized under the laws of, and had their principal places of business in Germany, are, and prior to January 1, 1947, were, nationals of a designated enemy country (Germany);

2. That Ufa-Film G. m. b. H., the last known address of which is Berlin, Germany, is a corporation which on or since December 11, 1941, and prior to January 1, 1947, was organized under the laws of and had its principal place of business in Germany and is and prior to January 1, 1947, was a national of a designated enemy country (Germany);

3. That Prag-Film A. G., the last known address of which is Prague-Barandow, Czechoslovakia, is a corporation organized under the laws of and having its principal place of business in Czechoslovakia which on or since December 11, 1941, and prior to January 1, 1947, has been owned or controlled by or acting or purporting to act directly or indirectly for the benefit or on behalf of the aforesaid Ufa-Film G. m. b. H., and is and prior to January 1, 1947, was a national of a designated enemy country (Germany);

4. That Wien-Film G. m. b. H., the last known address of which is Vienna, Austria, is a corporation organized under the laws of and having its principal place of business in Austria which on or since December 11, 1941, and prior to January 1, 1947, has been owned or controlled by or acting or purporting to act directly or indirectly for the benefit or on behalf of the aforesaid Ufa-Film G. m. b. H., and is and prior to January 1, 1947, was a national of a designated enemy country (Germany);

5. That the property described as follows:

(a) All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, in, to and under the following:

(1) The motion pictures listed in Exhibits A, B, C, and D attached hereto and made a part hereof, including, but not limited to, the exclusive right to exhibit same in whole or in part by any means within the United States, all rights to arrange, adapt, revise, translate, and duplicate said motion pictures in whole or in part, and every copyright, claim of copyright, right to copyright, and right

to renew the copyright or copyrights in said motion pictures.

(2) The screen plays, scenarios, and shooting scripts upon which said motion pictures are based, including, but not limited to, all motion picture and television rights therein, and every copyright, claim of copyright, right to copyright, and right to renew the copyright or copyrights in said screen plays, scenarios and shooting scripts.

(3) The rights to dramatize, perform, represent, and reproduce on motion picture film those portions of the published and unpublished works subject to copyright, other than the above mentioned screen plays, scenarios, and shooting scripts, which underlie or are embodied in said motion pictures and to exhibit such films by any means in the United States.

(b) All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of the Government of Germany, including its political subdivisions, agencies and instrumentalities, and of the persons referred to in subparagraphs 1, 3, and 4 hereof, and also of all other persons (including individuals, partnerships, associations, corporations or other business organizations), whether or not named elsewhere in this order, including Exhibits A, B, C, and D, who were on or since December 11, 1941, and prior to January 1, 1947, citizens and residents of, or which were on or since December 11, 1941, and prior to January 1, 1947, organized under the laws of or had their principal places of business in Germany, and are, and prior to January 1, 1947, nationals of such designated enemy country, in, to and under the following:

(1) All prints in the United States of the motion pictures listed in said Exhibits A, B, C, and D.

(2) All arrangements, adaptations, revisions, dramatizations, translations, and versions of the motion pictures listed in said Exhibits A, B, C, and D.

(3) Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to the property described in subparagraphs 5 (a), 5 (b) (1), and 5 (b) (2) of this vesting order.

(4) All monies and amounts, and all rights to receive monies and amounts, by way of damages, royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to the property described in subparagraphs 5 (a) and 5 (b) of this vesting order, and

(c) All causes of action accrued or to accrue at law or in equity with respect to the property described in subparagraphs 5 (a), 5 (b), and 5 (c) hereof, including but not limited to the rights to sue for and recover all damages and profits and to request and receive the benefits of all remedies provided by common law and by statute for the infringement of any copyright, for the violation of any right and for the breach of any obligation described in or affecting the aforesaid property,

is property which is and prior to January 1, 1947, was within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by a designated enemy country (Germany) and the persons referred to in subparagraphs 1, 3, 4, and 5 (b) hereof, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

6. That Prag-Film A. G. on or since December 11, 1941, and prior to January 1, 1947, was controlled by or acting for or on behalf of a designated enemy country (Germany) or persons within such country and is and prior to January 1, 1947, was a national of a designated enemy country (Germany);

7. That Wien-Film G. m. b. H. on or since December 11, 1941, and prior to January 1, 1947, was controlled by or acting for or on behalf of a designated enemy country (Germany) or persons within such country and is and prior to January 1, 1947, was a national of a designated enemy country (Germany); and

8. That the national interest of the United States requires that the persons

referred to in subparagraphs 1, 2, 3, and 4 hereof be treated as persons who are and prior to January 1, 1947 were nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 5 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on August 4, 1952.

For the Attorney General.

[SEAL] ROWLAND F. KIRKS,
Acting Director,
Office of Alien Property.

EXHIBIT A

Title of motion picture	Producer and/or distributor
Aus der Chirurgischen Universitätsklinik Breslau. Trigemini-neuralgie, Berlin, a Metropolis of today.....	Universitaet Breslau.
Bilder aus der Vogelwelt.....	Kulturfilm Institut G. m. b. H. for Reichsbahnzentrale fuer den deutschen Reiseverkehr.
Bremen—Hamburg—Luebeck.....	Reichsstelle fuer den Unterrichts-film.
Burgen im Meissner Land (Castles in the Meissen Country; Castles in Meissen's Neighborhood).	Hamburg Amerikanische Packetfahrt A. G.
Carpathian Ruthenia.....	Hamburg Amerikanische Packetfahrt, A. G.
Central and Southern Europe.....	
Compulsory gymnastic exercises for the XIth Olympic Games in Berlin 1936.	
Gasschmelzschweissen.....	Reichsanstalt fuer Film und Bild in Wissenschaft und Unterricht.
German Wintersport Championships in Garmisch—Partenkirchen. Deutsche Wintersport Meisterschaften 1935 in Garmisch—Partenkirchen.	Reichsbahnzentrale fuer den deutschen Reiseverkehr.
The Harbor and its Activities. Wharves of the Hamburg American Line.	Hamburg Amerikanische Packetfahrt A. G.
Koffein. Wirkung auf die Kapillaren.....	Reichsanstalt fuer Film und Bild in Wissenschaft und Unterricht.
The Masterdrink, a Folk Festival and History Play in old Rothenburg on the Tauber.	Reichsbahnzentrale fuer den deutschen Reiseverkehr.
Die Neugestaltung Berlins.....	Tobis—Melofilm G. m. b. H.
Olympic Sidelights.....	Boehner—Film for Reichsbahnzentrale fuer den deutschen Reiseverkehr.
A Pleasure Pirate Pilgrimage to the West Indies.....	Hamburg Amerikanische Packetfahrt A. G.
Das Reichsportfeld entsteht.....	Reichssportfuehrer der N.S.D.A.P.
Rolling along.....	Boehner—Film for Reichsbahnzentrale fuer den deutschen Reiseverkehr.
Sonne ueber den Ostseestrand.....	Reichsbahnzentrale fuer den deutschen Reiseverkehr.
The Tauber Valley.....	Reichsbahnzentrale fuer den deutschen Reiseverkehr.
The Technic of the World on the Technical Fair of Leipzig.	
Von der Ueberwachung der Bruecken bei der Deutschen Reichsbahn.	Reichsbahnfilmstelle.
With Our Columbus on the Trail of Magellan....	Hamburg Amerikanische Packetfahrt A. G.

EXHIBIT B

Title of motion picture	Producer and/or distributor
Adieu les beaux Jours.....	Universum—Film A. G., "Ufa"
Alle Segel klar.....	Universum—Film A. G., "Ufa"
Auf Biegen und Brechen.....	Naturfilm Hubert Schonger for "Ufa"
Auf neuen Wegen.....	Universum—Film A. G., "Ufa"

EXHIBIT B—Continued

Title of motion picture	Producer and/or distributor
Besuch beim Bittelstudent.	Universum—Film A. G., "Ufa."
Bilder vom Aufstieg der deutschen Luftwaffe.	Universum—Film A. G., "Ufa."
Blick in die Zeit: Schoepferische Wissenschaft.	Deutsche Wochenschau G. m. b. H.
The Cathedral of Mainz.	Atlantic—Film
The blue Danube.	Basse—Film G. m. b. H.
Bunter Alltag im Zoo.	Basse—Film G. m. b. H. for "Ufa"
D-Zug fertig zur Fahrt.	Splendid—Film G. m. b. H.
Durchlaucht amüsiert sich.	I. G. Farbenindustrie A. G.
Der Film von der Agfa-Trans.	Dr. V. Badal—Filmproduktion
Frauen im Frack (German version only).	Itala—Film G. m. b. H.
Grandhotel Nevada.	Ufa, Prag "Pug"—Film A. G. for "Ufa"
Heimkehr (1929 production).	Universum—Film A. G., "Ufa"
Herr Roosevelt plaudert.	Deutsche Wochenschau G. m. b. H.
Hohle Schule (Das Geheimnis des Carlo Cavelli).	A. B. C.—Film G. m. b. H. and Tobis-Sascha Filmindustrie A. G.
Die hundert Mark sind weg.	Universum—Film A. G., "Ufa"
Ich sehne mich nach Dir.	Dr. V. Badal—Filmproduktion.
Im Wald von Katyn.	Carl Froehlich—Filmproduktion G. m. b. H.
Isidotte von der Pfalz (Frauen um den Sonnenkoenig).	Gebroeder Diehl—Film.
Maerchen und Schnurren.	Hamburg—Amerikanische Packeffahrt A. G.
Manchurian Railway.	Itala—Film G. m. b. H.
Der Mann, der nicht Nein sagen kann (German version only).	Tobis-Sascha Filmindustrie A. G.
Maskerade.	Universum—Film A. G., "Ufa"
Mexiko.	Badal—Filmproduktion.
Moskau—Shanghai.	Universum—Film A. G., "Ufa"
Nachkommen der Mayas (Im westlichen Guatemala).	Universum—Film A. G., "Ufa"
Porzellan.	Universum—Film A. G., "Ufa"
Das Schicksal einer schoenen Frau (Madame Bisubert).	Conrad Wiene Filmproduktion and Hege-wald-Film G. m. b. H.
Schwarzfahrt ins Glueck.	Itala—Film G. m. b. H.
Der singende Tor (German version only).	Terra-Filmkunst G. m. b. H.
Die Schloesschen.	Tobis-Sascha Filmindustrie A. G.
Stiefkinder der Musik.	Universum—Film A. G., "Ufa"
Stjenka Rasin (Wolga-Wolga).	Badal—Filmproduktion.
Der Sturme von Portici.	Universum—Film A. G., "Ufa"
Die Tochter des Regiments.	Ondra-Lamac—Film G. m. b. H.
Und wer kuesst mich? (German version only).	Itala—Film G. m. b. H.
Volksgerichtshof (series).	N. S. D. A. P.
Ein Walzer fuer Dich.	Dr. V. Badal—Produktion.
Was tun, Sybille?	Universum—Film A. G., "Ufa"
Weispiegel.	Universum—Film A. G., "Ufa"
Wochenschau der Tiere.	Bavaria—Filmkunst G. m. b. H.

EXHIBIT C

Title of motion picture	Producer and/or distributor
Angriff auf Halbinsel Kertsch.	Oberkommando des Heeres.
Angriff gegen staendige Stellungen.	Oberkommando des Heeres.
Anthrax und Koks.	Oberkommando des Heeres.
Aufmarsch der politischen Leiter des Kreises I. Autogenes Schweissen und Loeten der Leichtmetalle.	Oberkommando des Heeres.
Balkanfront.	Oberkommando des Heeres.
Bandenbekämpfung.	Oberkommando des Heeres.
Die Batterie I. F. H. 18 (mot.).	Oberkommando des Heeres.
Bau einer L. Z. Bruecke.	Oberkommando des Heeres.
Bau regelrechter Weichen.	Oberkommando des Heeres.
Beschuss von Drahten und Panzerplatten.	Oberkommando des Heeres.
Bruecken in Krasnodar.	Oberkommando des Heeres.
Brueckenbauten der Pioniere in Norwegen.	Oberkommando des Heeres.

EXHIBIT C—Continued

Title of motion picture	Producer and/or distributor
Dachstuhlbrand und seine Bekämpfung.	Oberkommando des Heeres.
Der Diesel-Fahrgenueht.	Oberkommando des Heeres.
Deutsche Fernkabelstellungen.	Oberkommando des Heeres.
Einbau der Imbert-Holzgasanlage in dem Russenschiepper Nr. 2.	Oberkommando des Heeres.
Das Einbiegen nach links.	Hans Ewald Filmgesellschaft.
Einwehung der Geschaeftsstelle Barmbeck—Zoll.	
Einzug nach Sudetenland.	Heeresfilmstelle.
Eisenbahnterritorie.	Rassenpolitisches Amt.
Erkrank.	Oberkommando des Heeres.
Die I. Panzerdivision in Frankreich (Lt. Munk).	Oberkommando des Heeres.
Feldausfliegenbau fuer Traegerfrequenztrieb.	Oberkommando des Heeres.
Die Feldkueche.	Oberkommando des Heeres.
Feldpost.	Oberkommando des Heeres.
Festungskampfeld der Infanterie.	Oberkommando des Heeres.
Fluguebergang und Brueckenschlag.	Oberkommando des Heeres.
Front-Aufnahmen.	Oberkommando des Heeres.
Gasschutz den Heeresstieren.	Oberkommando des Heeres.
Generator—Ausbildung.	Oberkommando des Heeres.
Gleitschurketten fuer Kraftfahrzeuge.	Oberkommando des Heeres.
Die Grundlagen der Funktechnik.	Oberkommando des Heeres.
Handhabung des Brueckengerates.	Oberkommando des Heeres.
Harlingen.	Oberkommando des Heeres.
Heimat (Short).	Heeresfilmstelle.
The Heil—Diving Air Corps.	Oberkommando der Wehrmacht.
Herstellen vom normalspurigen Eisenbahnberst.	Oberkommando des Heeres.
Hochofenbetrieb.	Oberkommando des Heeres.
Die hollaeudische Landesbefestigung.	Reichsanstalt fuer Film und Bild in Wissenschaft und Unterricht.
Hunde im Dienste der Wehrmacht.	Oberkommando des Heeres.
Hundeschlitten.	Oberkommando des Heeres.
Innenaufnahmen der Reichskanzlei.	Oberkommando des Heeres.
Juden ohne Maske.	Oberkommando des Heeres.
Jungensiedel auf Fahrt.	Oberkommando des Heeres.
Kabelherstellung.	Siemens—Film for Oberkommando des Heeres.
Kampf (Short).	Oberkommando des Heeres.
Kampfhandlungen im Westen.	Oberkommando des Heeres.
Kletteruebungen der Infanterie an einer Stellwand.	Oberkommando des Heeres.
Der Lehrfilm der Springer.	Reichspropagandafuehrer der N. S. D. A. P.
Der leichte Minenwerfer 18 (Inf. Geschuetz).	Oberkommando des Heeres.
Vorgang beim Schuss (Trick).	Oberkommando des Heeres.
Die Lenkung.	Oberkommando des Heeres.
Ein Lied von deutscher Arbeit.	Oberkommando des Heeres.
Luftschutzeinheit bei praktischer Brandbombenbekämpfung.	Oberkommando des Heeres.
Marsch und Kampf.	Oberkommando des Heeres.
Das M. G. C. 30 (3 cm M. G.).	Oberkommando des Heeres.
Medical Film (subject title).	Oberkommando des Heeres.
Meister der Tarnung und Tauschung.	Heeresfilmstelle.
Modelleuebe ueber das Fahrverhalten des Kraftfahrzeuges beim Bremsen, in der Stellung und im Gelsende.	Oberkommando des Heeres.
Nachbehandlung Amputierter.	Oberkommando des Heeres.
Nachschub.	Oberkommando des Heeres.
Nachbekämpfung russischer Panzer.	Oberkommando des Heeres.
Opium.	Oberkommando des Heeres.
Ostdeutsche kehren heim.	Oberkommando des Heeres.
Panzer-Regiment.	Oberkommando des Heeres.
Panzer-Stielgranate.	Oberkommando des Heeres.

EXHIBIT C—Continued

Title of motion picture

Producer and/or distributor

Parade am 1. Mai in Moskau.....	Wien—Film G. m. b. H.
Proben.....	Sigma—Film.
Raeder rollen.....	Universum—Film A. G. "Ufa."
Reichsmotorsportschule.....	Oberkommando der Wehrmacht.
Ruheleben im Gelände.....	Oberkommando der Wehrmacht.
Salzburg, die Festspielstadt.....	Oberkommando des Heeres.
Scharfschützen im Einsatz.....	Oberkommando des Heeres.
Der Schienenweg.....	Oberkommando des Heeres.
Schule des Skilaufs.....	Oberkommando des Heeres.
Schwere Infanteriewaffen im Gebirge.....	Oberkommando des Heeres.
Schwere Kuestenbatterien.....	Oberkommando des Heeres.
Der Schwimmer.....	Reichsbahnfilmstelle.
Signal auf Halt!.....	
Skilanglauf, Weltmeisterschaften 1939 in Zakopane.....	
Spinnerei.....	Oberkommando des Heeres.
Stellungsbau im Winter.....	Oberkommando des Heeres.
Stellungs- und Unterfufsbau der kampfenden und ruhenden Truppen.....	Oberkommando des Heeres.
Stossgrupp aus der HKL (Unternehmen Getz).....	Oberkommando des Heeres.
Sturm auf Sebastopol.....	Oberkommando des Heeres.
Trip over the Mediterranean.....	Oberkommando des Heeres.
Unterbrechen und Zerstören von oberirdischen Fernsprech- und Telegrafienlinien.....	Oberkommando des Heeres.
Unterfufsbauten der finnischen Wehrmacht.....	Oberkommando des Heeres.
Der Vergaser.....	Oberkommando des Heeres.
Das Verhalten im Strassenverkehr.....	Oberkommando des Heeres.
Die Vorderachse.....	Oberkommando des Heeres.
Die Vorfahrt nach Nr. 13.....	Oberkommando des Heeres.
Vormarsch im Osten.....	Oberkommando des Heeres.
Vorposten und FKP eines Regimentsabschnittes im Westwall.....	Oberkommando des Heeres.
Vorübung der Infanterie fuer den Kampf auf bewegtem Wasser.....	Oberkommando des Heeres.
Wirkung unrichtiger Kuerzung der Hufe beim Pferde.....	Oberkommando des Heeres.
Die Zuendung.....	Oberkommando des Heeres.

EXHIBIT D

Title of motion picture

Producer and/or distributor

Abruestung.....	Reichspropagandaleitung der N. S. D. A. P.
8. und 9. November 1933.....	
Alles verwenden, nichts verschwenden.....	Propagandaamt der Deutschen Arbeitsfront.
Alltag in einer Siedlung.....	
Alte deutsche Kaiserstadt Worms.....	
Arbeit und Fortschritt.....	
Auf Fahrt.....	Boehner—Film.
Auf Ostkurs.....	Reichsverkehrsministerium.
Aus der Arbeit des Reichssenders Frankfurt.....	
Aus der Tiefe empor.....	Reichspropagandaleitung der N. S. D. A. P.
Ausser Gefahr.....	Deutsche Filmherstellungs- und Verwertungs G. m. b. H.
Die Bedeutung des Hoflandes.....	Zentralfilmstelle Ost.
B-L—dokumentarische Bilder aus der Entwicklung eines Fluggeraetes.....	
Brache und Bodenbearbeitung.....	
Dein Wald.....	Zentralfilmstelle Ost.
Deutsche Arbeitsstaetten.....	Atelier Svend Noldan.
Das deutsche Elsass.....	Leckebusch & Co.
Deutsche Heimatstaetten.....	Propagandaamt der N. S. D. A. P.
Deutsche Monatschau.....	
Das deutsche Rote Kreuz hilft ueberall.....	N. S. K. K.

EXHIBIT D—Continued

Title of motion picture

Producer and/or distributor

Deutsche Vergangenheit wird lebendig.....	Klifo—Film, H. Bousset
Deutschland arbeitet.....	Hochland—Filmproduktion
Deutschland gestern und heute.....	
Dr. Aletan Ukraine.....	Hauptamt fuer Technik der N. S. D. A. P.
Dr. Todt—Berufung und Werk.....	Lex—Film.
Dorfheimat.....	Marine—Hauptfilm- und Bildstelle.
Drei Wochen Yachtschule.....	Prag—Film A. G.
Eger.....	
Ehrentempel.....	Rudi Wild.
Elber von 20 Millionen.....	
Elbe, Eger, Fahrt durch den westlichen Sudetengau.....	Koeroesi & Bethke.
Enden.....	H. Dreyer.
Englische Kanallinsen.....	
Erstes Lernen—freudiges Schaffen.....	
Erntedanktag Bueckeberg.....	Boehner—Film.
Erntezelt (Blut und Boden).....	Brieger—Film.
Die Erzeugungsschlacht geht weiter.....	
Es geht um den Sieg.....	
Europas Kuenstschueler in Wien.....	
Einige Waecher.....	
Festliche Eingliederung des Boehmerwaldes in den Gau Bayrische Ostmark.....	Deutsche Filmherstellungs- und Verwertungs G. m. b. H.
Fliegerhandwerker—Wettbewerb.....	
Flugzeug in Seerotte.....	
Fuehrerbau.....	
Fuehrerbesuch bei den Bauten in der Tegernseerlandstrasse.....	
Der Fuehrer in Muenchen.....	Deutsche Filmherstellungs- und Verwertungs G. m. b. H.
Fuehrertage in Italien.....	
John Bull in Noeten.....	
Gestern glueckliches Volk.....	Koeroesi & Bethke.
Gau Oberdonau, alte deutsche Erde.....	Propagandaamt der DAF.
Geschwindigkeit und Sicherheit.....	
Glueckliches Volk.....	Hilfszug Bayern der N. S. D. A. P.
Die grosse Reserve.....	Fink—Film.
Grossgarage Hilfszug Bayern.....	Presse- und Propagandaamt der Reichsjugendfuehrung.
Heimat und Boden.....	
Helme der Hitlerjugend.....	Korporation—Film.
Helfer ueberall (Das Deutsche Rote Kreuz im Landeinsatz).....	Universum—Film A. G. "Ufa."
Helft helfen.....	Propagandaamt der D. A. P.
Hilfswerk Mutter und Kind.....	Deutsche Arbeitsfront.
Himmel und Erde muessen vergehen.....	Arnold & Richter K. G.
Hundert Jahre deutscher Zoll.....	Nordmark—Film.
Jugend lehrt Schadenverhuetung.....	Lex—Film.
Juno 311.....	
Jungarbeiter.....	Zentralfilmstelle Ost.
Josef Thorak, Werkstatt und Werk.....	Mai-Rodegg—Film.
Kameraden der Arbeit.....	Klifo—Film, H. Bousset.
Kampf dem Feuer.....	
Kiel, die Stadt der deutschen Kriegsmarine.....	
Ein Kind ist vom Himmel gefallen.....	
Kriegslokomotiven.....	
Kuhspannung.....	
Kurzfahrt ins Kinderland.....	
Landvolk, das geht dich an.....	
Landvolk in Not.....	
Landwirtschaftliche Ausstellung Moskau 1940.....	
Lebendiges Erbe.....	
Leiden los.....	Deutsche Arbeitsfront.

EXHIBIT D—Continued

<i>Title of motion picture</i>	<i>Producer and/or distributor</i>
Licht.....	Ateller Svend Noldan.
Malaria, Feind der Menschheit.....	
Mehr Milch, mehr Fett.....	Korporation—Film.
Das Millardengrab.....	
Mit der Reichsbahn unter den Strassen Berlins.....	
Mit uns in dem sonnigen Sueden.....	Kraft Freude Amt.
Mit vereinten Kraeften.....	
Motor—SA.....	
Mussolini in Deutschland.....	Tobis—MeloFilm G. m. b. H.
NS Tonbildbericht.....	Nationalsozialistische deutsche Arbeiterpartei.
Nutzung des Hoflandes.....	Rex—Film for Zentralfilmstelle Ost.
Oberschlesien und seine Landwirtschaft.....	
Olympia—Fanfaren (Ein unvergessliches Zeitdokument).....	Deutsche Arbeitsfront.
Ostpreussen-Masuren, deutsches Grenzland.....	
Pferde werden Soldaten.....	
Ein Phriz-Werk entsteht.....	
Reichs—Autozug.....	
Das raetselvolle Haus.....	
Reichsbauernntag Goslar.....	
Reichsnachstand Landjahr.....	
Reichsnachstandsausstellung in Frankfurt 1936.....	
Reichsparteitag Nuernberg 1936 (Parteitag der Ehre).....	
Reichszeugmeisterei.....	
Rhoen, ein Film deutschen Aufbaus.....	Reichspropagandaleitung der N. S. D. A. P.
Die Rhoenkundgebung.....	
Ein Rueckblick auf die 3. Reichsnachstandsausstellung.....	Universum—Film A. G. "Ufa" for Reichsbauernfuhrer.
Schiff ohne Klassen.....	Deutsche Arbeitsfront.
Schiff 754.....	Deutsche Arbeitsfront.
Schiffjungen im grossdeutschen Stromgebiet.....	Brieger—Film.
Schuetzt euren deutschen Wald.....	
Schwaebische Kunde.....	
Schwarze Adern.....	
Schwarze Gesellen.....	
Schwester Annelise erzaehlt.....	Infra—Film, H. Wuestemann.
Segelfliegen muss Volkssport werden.....	
Das Sowjetparadies.....	
Spatzen am Fliegerhimmel.....	Kulturfilm des NS—Fliegerkorps.
Die Synagoge in Muenchen.....	
Der Theaterzug kommt.....	Deutsche Arbeitsfront.
Unsere Kinder—unsere Zukunft.....	Deutsche Filmherstellungs- und Verwertungs G. m. b. H.
Unterkunftsgebaeude.....	
Urlaubsfreuden.....	Deutsche Arbeitsfront.
Verwaltungsbau.....	
Vollblutzuucht im Kriege.....	Lieberenz—Film.
Weg in die Welt.....	
Der Weg zu uns.....	Nationalsozialistische deutsche Arbeiterpartei.
Weltkongress fuer Freiheit und Erholung.....	Deutsche Arbeitsfront.
Werkstaettenhalle Reichsautozug.....	
Wir marschieren mit.....	Korporation—Film.
Wir wandern mit den Ostgermanen.....	Nationalsozialistische deutsche Arbeiterpartei.
Wohnungsbau und Uebersicht Reichszeugmeisterei und Reichsautozug.....	Reichszeugmeisterei.
Zuckerruebenbau.....	
Zwei Maedels finden ihren Weg.....	Deutsche Filmherstellungs- und Verwertungs G. m. b. H.

[F. R. Doc. 52-9831; Filed, Sept. 8, 1952; 8:52 a. m.]

KARL WOSECZEK

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property and Location

Karl Woseczek, Vienna, Austria; Claim No. 42221; \$220.64 cash in the Treasury of the United States.

Executed at Washington, D. C., on September 2, 1952.

For the Attorney General.

[SEAL] ROWLAND F. KIRKS,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 52-9832; Filed, Sept. 8, 1952; 8:52 a. m.]